

LEGISLATIVE ASSEMBLY
OF ONTARIO

BILLS

AS INTRODUCED IN THE HOUSE

TOGETHER WITH

REPRINTS AND THIRD READINGS

SESSION

FEBRUARY 15th to APRIL 18th

1933

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No. 1

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Mutual Relief Life Insurance Company.

MR. BLACK

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 1

1933

BILL

An Act respecting the Mutual Relief Life Insurance Company.

Preamble.

WHEREAS the Mutual Relief Life Insurance Company, formerly the Odd Fellows' Relief Association of Canada and reincorporated by chapter 132 of the Statutes of Ontario, 1929, as the Mutual Relief Life Insurance Company, has by its petition prayed that the basis of the valuation of its former fraternal life insurance contracts issued prior to June 10th, 1929, be amended as hereinafter provided; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Mutual Relief Life Insurance Company Act, 1933*.

1929, c. 132,
s. 18,
repealed.

2. Section 18 of the said Act passed in the nineteenth year of the Reign of His Majesty King George V, chaptered 132, being an Act respecting the Odd Fellows' Relief Association, is repealed and the following substituted therefor:

Valuation of
life insurance
contracts.

18. In complying with the requirements of *The Insurance Act* in respect of the valuation of its former fraternal life insurance contracts, issued prior to the 10th day of June, 1929, the company may base the valuation of such life insurance contracts upon the table of mortality known as the American Men table (AM (5)), and upon a rate of interest at 4 per cent. per annum; provided that for a limited period the company may, with the approval of the Superintendent of Insurance, base the valuation of such life insurance contracts upon such table of mortality and a rate of interest not exceeding $4\frac{1}{2}$ per cent. per annum, notwithstanding any provision to the contrary contained in *The Insurance Act*.

Rev. Stat.,
c. 222.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Mutual Relief
Life Insurance Company.

1st Reading

2nd Reading

3rd Reading

MR. BLACK

(Private Bill)

No. 1

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

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Valuation of
life insurance
contracts.

18.—(1) In complying with the requirements of *The Insurance Act* in respect of the valuation of its former fraternal life insurance contracts, issued prior to the 10th day of June, 1929, the company may base the valuation of such life insurance contracts upon the table of mortality known as the American Men table (AM (5)), and upon a rate of interest at 4 per cent. per annum; provided that until and including the 31st day of December, 1939, the company may, with the approval of the Superintendent of Insurance, base the valuation of such life insurance contracts upon such table of mortality and a rate of interest not exceeding $4\frac{1}{2}$ per cent. per annum, notwithstanding any provision to the contrary contained in *The Insurance Act*.

Rev. Stat.,
c. 222.



- (2) In any balance sheet or other published statement showing its policy reserves the company shall state the basis of valuation employed.



Commence-
ment of Act.

- 3.** This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Mutual Relief
Life Insurance Company.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. BLACK

*(Reprinted as amended by the Private Bills
Committee.)*

No. 1

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Mutual Relief Life Insurance Company.

MR. BLACK

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 1

1933

BILL

An Act respecting the Mutual Relief Life Insurance Company.

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Rev. Stat.,
c. 222.

- (2) In any balance sheet or other published statement showing its policy reserves the company shall state the basis of valuation employed. ^{Basis of valuation.}

3. This Act shall come into force on the day upon which it receives the Royal Assent. <sup>Commence-
ment of Act.</sup>

BILL

An Act respecting the Mutual Relief
Life Insurance Company.

1st Reading

February 28th, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

Mr. BLACK

No. 2

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Hamilton.

MR. JUTTEN

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 2

1933

BILL

An Act respecting the City of Hamilton.

Preamble.

WHEREAS, the corporation of the city of Hamilton has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas, it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Hamilton Act, 1933*.

By-law
No. 4405
confirmed.

2. By-law number 4405 passed by the council of the said corporation on the 26th day of April, 1932, being a by-law for the issue of debentures for the sum of \$300,000 for extension of Longwood Road northerly from Franklin Street to Bridge No. 5 on York Street and the Guelph Road connection and all interest which has accrued since the issue thereof, is hereby ratified and confirmed and declared to be legal, valid and binding upon the said municipal corporation and the rate-payers thereof.

Appeal to
Municipal
Board in
respect of
certain
special
assessments.

3. Any one or more of the owners of lands abutting on any of the streets or portions thereof mentioned in clauses *a*, *b* and *c* of this section, may, within three months after this Act comes into force, appeal to the Ontario Municipal Board from the assessment made against the said lands for the cost of construction as a local improvement of the asphalt roadway, with necessary drain connections, on such street or portion thereof pursuant to the provisions of the by-law of the said corporation authorizing the same, and the said Board on such appeal shall have power to determine what part of the assessments imposed by the special assessment roll against all of the lands abutting as aforesaid should and shall be borne by the said corporation, and what part of any such assessments heretofore paid by such owners should and shall be refunded to them by the said corporation.

(*a*) Sterling Street from King Street to Forsythe Avenue;

- (b) Longwood Road from Roanoke Road to Cootes Paradise;
- (c) Longwood Road from King Street to the Hamilton and Brantford highway.

Power to issue debentures for certain purposes conferred.

4.—(1) The council of the said corporation may from time to time pass a by-law or by-laws to authorize the issue of debentures payable within ten years from the date of their issue to raise the sums hereinafter mentioned for the following purposes or any of them, namely:

- (a) For extra expenditures for relief during the year 1932, the sum of..... \$500,000
- (b) For widening Longwood Road between Roanoke Road and King Street, the sum of \$12,000

Assent of electors not requisite.

Rev. Stat., c. 233.

(2) It shall not be necessary for the council of the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws to the passing of any by-law authorizing the issue of the debentures as set out in this section or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Debenture interest, etc.

Rev. Stat., c. 233.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Debentures validated.

(4) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of any of such debentures or in any by-law authorizing the issue thereof.

Tax Sales and conveyances confirmed.

5.—(1) All sales of land within the city of Hamilton made prior to the 31st day of December, 1931, which purport to have been made by the corporation of the city of Hamilton or its treasurer for arrears of taxes in respect to the land so sold, are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of

and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the land was sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

6. The provisions of this Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Hamilton.

1st Reading

2nd Reading

3rd Reading

MR. JUTTEN

(Private Bill)

No. 2

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Hamilton.

MR. JUTTEN

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 2

1933

BILL

An Act respecting the City of Hamilton.

Preamble.

WHEREAS, the corporation of the city of Hamilton has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas, it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Hamilton Act, 1933*.

By-law
No. 4405
confirmed.

2. By-law number 4405 passed by the council of the said corporation on the 26th day of April, 1932, being a by-law for the issue of debentures for the sum of \$300,000 for extension of Longwood Road northerly from Franklin Street to Bridge No. 5 on York Street and the Guelph Road connection and all interest which has accrued since the issue thereof, is hereby ratified and confirmed and declared to be legal, valid and binding upon the said municipal corporation and the rate-payers thereof.

Appeal to
Municipal
Board in
respect of
certain
special
assessments.

3. Any one or more of the owners of lands abutting on any of the streets or portions thereof mentioned in clauses *a*, *b* and *c* of this section, may, within three months after this Act comes into force, appeal to the Ontario Municipal Board from the assessment made against the said lands for the cost of construction as a local improvement of the asphalt roadway, with necessary drain connections, on such street or portion thereof pursuant to the provisions of the by-law of the said corporation authorizing the same, and the said Board on such appeal shall have power to determine what part of the assessments imposed by the special assessment roll against all of the lands abutting as aforesaid should and shall be borne by the said corporation, and what part of any such assessments heretofore paid by such owners should and shall be refunded to them by the said corporation.

(a) Sterling Street from King Street to Forsythe Avenue;

(b) Longwood Road from Roanoke Road to Cootes Paradise;

(c) Longwood Road from King Street to the Hamilton and Brantford highway.

Power
to issue
debentures
for certain
purposes
conferred.

4.—(1) The council of the said corporation may from time to time pass a by-law or by-laws to authorize the issue of debentures payable within ten years from the date of their issue to raise the sum hereinafter mentioned for the following purpose, namely:

(a) For widening Longwood Road between Roanoke Road and King Street, the sum of \$12,000

Assent of
electors not
requisite.

(2) It shall not be necessary for the council of the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws to the passing of any by-law authorizing the issue of the debentures as set out in this section or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Rev. Stat.,
c. 233.

Debenture
interest, etc.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Rev. Stat.,
c. 233.

Debentures
validated.

(4) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of any of such debentures or in any by-law authorizing the issue thereof.

Tax Sales
and
conveyances
confirmed.

5.—(1) All sales of land within the city of Hamilton made prior to the 31st day of December, 1931, which purport to have been made by the corporation of the city of Hamilton or its treasurer for arrears of taxes in respect to the land so sold, are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except

taxes accruing after those for non-payment of which the land was sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

6. The provisions of this Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Hamilton.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. JUTTEN

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Hamilton.

MR. JUTTEN

No. 2

1933

BILL

An Act respecting the City of Hamilton.

Preamble.

WHEREAS, the corporation of the city of Hamilton has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas, it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Hamilton Act, 1933*.

By-law
No. 4405
confirmed.

2. By-law number 4405 passed by the council of the said corporation on the 26th day of April, 1932, being a by-law for the issue of debentures for the sum of \$300,000 for extension of Longwood Road northerly from Franklin Street to Bridge No. 5 on York Street and the Guelph Road connection and all interest which has accrued since the issue thereof, is hereby ratified and confirmed and declared to be legal, valid and binding upon the said municipal corporation and the rate-payers thereof.

Appeal to
Municipal
Board in
respect of
certain
special
assessments.

3. Any one or more of the owners of lands abutting on any of the streets or portions thereof mentioned in clauses *a*, *b* and *c* of this section, may, within three months after this Act comes into force, appeal to the Ontario Municipal Board from the assessment made against the said lands for the cost of construction as a local improvement of the asphalt roadway, with necessary drain connections, on such street or portion thereof pursuant to the provisions of the by-law of the said corporation authorizing the same, and the said Board on such appeal shall have power to determine what part of the assessments imposed by the special assessment roll against all of the lands abutting as aforesaid should and shall be borne by the said corporation, and what part of any such assessments heretofore paid by such owners should and shall be refunded to them by the said corporation.

(a) Sterling Street from King Street to Forsythe Avenue;

- (b) Longwood Road from Roanoke Road to Cootes Paradise;
- (c) Longwood Road from King Street to the Hamilton and Brantford highway.

4.—(1) The council of the said corporation may from time to time pass a by-law or by-laws to authorize the issue of debentures payable within ten years from the date of their issue to raise the sum hereinafter mentioned for the following purpose, namely:

Power to issue debentures for certain purposes conferred.

- (a) For widening Longwood Road between Roanoke Road and King Street, the sum of \$12,000

(2) It shall not be necessary for the council of the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws to the passing of any by-law authorizing the issue of the debentures as set out in this section or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Assent of electors not requisite.

Rev. Stat., c. 233.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Debenture interest, etc.

Rev. Stat., c. 233.

(4) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of any of such debentures or in any by-law authorizing the issue thereof.

Debentures validated.

5.—(1) All sales of land within the city of Hamilton made prior to the 31st day of December, 1931, which purport to have been made by the corporation of the city of Hamilton or its treasurer for arrears of taxes in respect to the land so sold, are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except

Tax Sales and conveyances confirmed.

taxes accruing after those for non-payment of which the land was sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

6. The provisions of this Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Hamilton.

1st Reading

February 28th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. JUTTEN

No. 3

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting St. Patrick's Asylum of Ottawa.

MR. COTÉ

(PRIVATE BILL)

TORONTO
PRINTER BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 3

1933

BILL

An Act respecting St. Patrick's Asylum of Ottawa.

Preamble.

WHEREAS the Corporation of the St. Patrick's Asylum of Ottawa has by its petition represented that it was incorporated by an Act of the Parliament of the Province of Canada, chapter 147, passed in the year 1866, under the name of "St. Patrick's Asylum of Ottawa," for the maintenance of orphans and aged and infirm persons and that said Act was amended by Acts of the Legislature of the Province of Ontario, being 51 Victoria, chapter 87, 6 George V, chapter 108, and 15 George V, chapter 130; and that to more clearly designate the purposes of said institution it is desirable that the name of the corporation should be changed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The St. Patrick's Home of Ottawa Act, 1933*.

Change of name.

2. The name "St. Patrick's Asylum of Ottawa" is changed to "St. Patrick's Home of Ottawa," and section 1 of chapter 147 of the Acts of the Parliament of the Province of Canada passed in the year 1866 is amended by striking out the name "St. Patrick's Asylum of Ottawa" where it occurs in the said section and inserting in lieu thereof the name "St. Patrick's Home of Ottawa."

Commencement of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting St. Patrick's Asylum
of Ottawa.

1st Reading

2nd Reading

3rd Reading

MR. COTÉ

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting St. Patrick's Asylum of Ottawa.

MR. COTÉ

No. 3

1933

BILL

An Act respecting St. Patrick's Asylum of Ottawa.

Preamble.

WHEREAS the Corporation of the St. Patrick's Asylum of Ottawa has by its petition represented that it was incorporated by an Act of the Parliament of the Province of Canada, chapter 147, passed in the year 1866, under the name of "St. Patrick's Asylum of Ottawa," for the maintenance of orphans and aged and infirm persons and that said Act was amended by Acts of the Legislature of the Province of Ontario, being 51 Victoria, chapter 87, 6 George V, chapter 108, and 15 George V, chapter 130; and that to more clearly designate the purposes of said institution it is desirable that the name of the corporation should be changed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The St. Patrick's Home of Ottawa Act, 1933.*

Change of name.

2. The name "St. Patrick's Asylum of Ottawa" is changed to "St. Patrick's Home of Ottawa," and section 1 of chapter 147 of the Acts of the Parliament of the Province of Canada passed in the year 1866 is amended by striking out the name "St. Patrick's Asylum of Ottawa" where it occurs in the said section and inserting in lieu thereof the name "St. Patrick's Home of Ottawa."

Commencement of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting St. Patrick's Asylum
of Ottawa.

1st Reading

February 28th, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. COTÉ

No. 4

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Port Arthur.

MR. HOGARTH

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 4

1933

BILL

An Act respecting the City of Port Arthur.

Preamble.

WHEREAS the corporation of the city of Port Arthur has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Port Arthur Act 1933*.

Cancellation
of authority
for certain
watermains
and sewers.

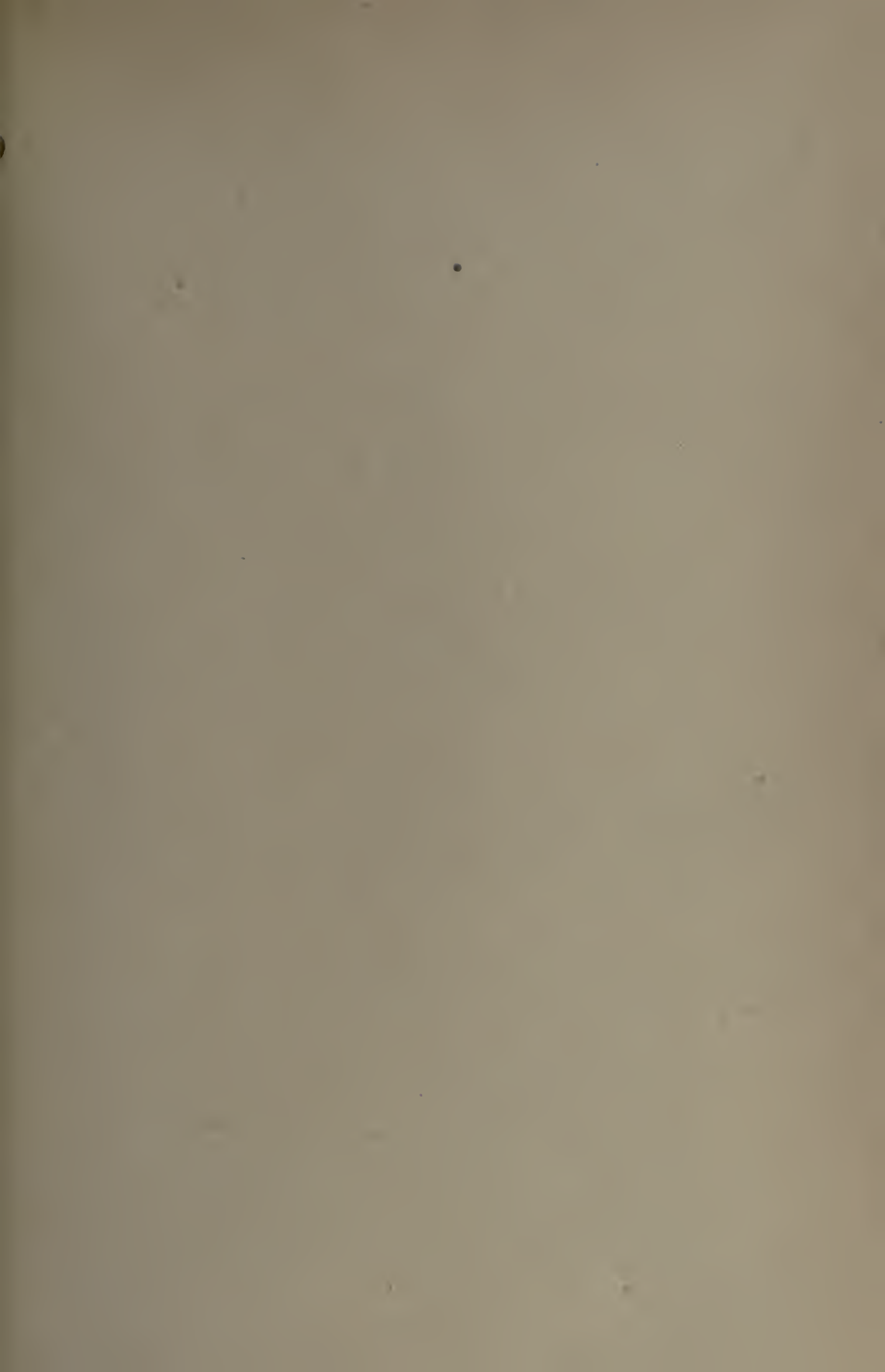
2.—(1) The authority contained in each of the by-laws numbered 10, 344, 447, 481, 491, 565, 566, 852, 963 and 969 of the corporation of the city of Port Arthur to construct the watermains and sewers therein mentioned is hereby rescinded and cancelled in respect of any watermain or sewer which has not been constructed and the expenditure heretofore made of the proceeds of the sale of the debentures authorized by each of said by-laws is hereby approved, ratified and confirmed and declared to be legal, valid and binding on the said corporation.

Application
of Rev. Stat.,
c. 249, s. 31.

(2) Section 31 of *The Public Utilities Act* shall apply to the respective rates required to be levied under said by-laws numbered 10, 447, 481, 565, 566, 852 and 963, only to the extent to which such rates are required to provide sinking fund and interest payments in respect of debentures, the proceeds of which have been expended for the purposes mentioned in said by-laws.

Certain
rates to be
general and
not frontage.

(3) Notwithstanding anything contained in the said by-laws numbered 344, 491 and 969, the amounts required to be raised annually thereunder by special frontage rates upon lands abutting upon any of the works mentioned in by-laws numbered 2054, 2055 and 2056 of the corporation and upon lands which do not abut upon a sewer shall hereafter be raised by special rate on all the rateable property in the municipality.



Separate
issue of
debentures
for cor-
poration's
portion of
local im-
provements.

3. Debentures for the corporation's portion of the cost of any work undertaken under *The Local Improvement Act* may be issued by the said corporation separately from the debentures for the owners' portion of the cost of such work and, when issued separately, may be made payable within such period of years not exceeding thirty years in the case of watermains and sewers and not exceeding twenty years in the case of any other work as the council shall by the by-law authorizing the issue thereof determine; provided that such period may extend beyond the lifetime of the work.

Tax sales
and con-
veyances
confirmed.

4.—(1) All sales of land within the city of Port Arthur made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Authority to
hypothesize
sinking fund
securities
to avoid loss
on sales.

5. Whenever it becomes necessary for the said corporation to dispose of debentures or other securities held in any of its sinking fund accounts and the sale thereof cannot be effected except at a price which in the opinion of the council involves a substantial loss to the corporation, the council may in lieu of selling such securities hypothecate the same as security for a loan and shall apply the proceeds of such loan for the purpose for which the sale of the securities would have been necessary, and when the said securities are subsequently sold the proceeds of the sale shall be applied in repayment of the loan and the balance, if any, shall be paid into the proper sinking fund account for the purposes thereof and any loss or deficiency arising from such sale or to meet interest or other charges upon any loan shall forthwith be made up out of the general

funds of the said corporation to discharge any loan obtained under the authority of this section and to maintain the proper sinking fund at the amount requisite for the purposes thereof.

Debentures
in respect
of lands
purchased
at tax sales.

Rev. Stat.,
c. 238.

6. Notwithstanding anything contained in section 201 of *The Assessment Act* the council of the said corporation may pass by-laws pursuant thereto, without the assent of the ratepayers, and may authorize the issue of debentures thereunder payable within any period not exceeding fifteen years from the date thereof.

Confirma-
tion of cor-
poration's
title to
lands in
Schedule
"A."

7. The lands described in Schedule "A" hereto are hereby declared to have been legally and validly granted and conveyed to and vested in the said corporation in fee simple free and clear of and from all right, title and interest whatsoever of any other person, firm or corporation whomsoever and free and clear of all charges and encumbrances thereon and dower therein under and by virtue of the tax deeds from the mayor and deputy treasurer of the said corporation to the said corporation, dated the 21st day of March, 1926 and the 28th day of January, 1926, respectively, and registered in the registry office for the registry division of Port Arthur on the 13th day of April, 1926 and on the 29th day of January 1926 as numbers 3854 C and 3815 C respectively, and the said tax deeds shall be construed and read as if at the time of the execution and delivery thereof and at the time of registration thereof the descriptions of the said lands set forth in Schedule "A" had been inserted therein in the place and stead of the descriptions which were inserted therein reading:

"Thirty-one point Fifty-one (31.51) acres South of Oliver Road and Fourteen point Twenty-six (14.26) acres behind Cemetery North of Oliver Road, being Forty-five point Seventy-seven (45.77) acres of East half of North East Quarter Section Fifty (50),"

and

"45.77 acres West half of North East Quarter Section Fifty (50)"

respectively.

1903, c. 76,
ss. 19 and 20;
1907, c. 83,
s. 13; and
1931, c. 118,
s. 3,
repealed.

8. Sections 19 and 20 of the Act respecting the town of Port Arthur passed in the third year of the reign of His Majesty King Edward the Seventh, chaptered 76; section 13 of the Act respecting the city of Port Arthur passed in the seventh year of the reign of His Majesty King Edward the Seventh, chaptered 83; and section 3 of *The City of Port Arthur Act, 1931*, chaptered 118, are hereby repealed.

1907, c. 69,
s. 11,
amended.

9.—(1) Section 11 of the Act respecting the town of Port Arthur passed in the fifth year of the reign of His Majesty

King Edward the Seventh, chaptered 69, is amended by striking out all of the words therein after the word "taxes" in the ninth line thereof.

1907, c. 69,
s. 11,
further
amended.

(2) Said section 11 of the last mentioned Act is further amended by adding thereto the following subsections:

Provision
for cost of
works and
issue of
debentures.

- (2) The council may agree with any bank or person for temporary advances to meet the cost of any of such works pending the completion thereof and when the work undertaken is completed, may borrow on the credit of the corporation at large such sums as may be necessary to repay such advances and to defray the cost of the work undertaken and may issue debentures for the sums so borrowed payable in equal annual instalments of principal and interest within such period not exceeding fifteen years and bearing interest at such rate as the council may determine, and shall by the by-law authorizing the issue of debentures impose special annual rates upon the respective lots to serve which such works have been constructed sufficient to pay the same with interest.

Rev. Stat.,
c. 233, to
apply with
certain
exceptions.

- (3) The provisions of *The Municipal Act* as to by-laws for creating debts shall apply to by-laws passed under the authority of subsection 2, except that it shall not be necessary—

(a) that the by-law be submitted to or receive the assent of the electors;

(b) that any rate be imposed for the payment of the principal and interest of the debt other than special annual rates imposed by such by-law.

Application
of special
rates.

- (4) The special rates imposed by the by-law shall form a special fund for the payment of the debentures issued under the authority of subsection 2 and interest thereon, and shall not be applicable to or be applied for any other purpose.

Deficiency
in special
rates.

- (5) If, in any year, the amount realized from the special rates imposed by the by-law is insufficient to pay the amount falling due in such year in respect of debentures issued pursuant to the by-law the council shall provide for the deficiency in the estimates for the following year and levy and collect the same by a general rate, but this shall not relieve the land specially assessed from the special rates thereon.

Investment
of sinking
funds.

- (6) The corporation may invest sinking fund moneys in debentures authorized pursuant to subsection 2 hereof without obtaining the approval of the Ontario Municipal Board.

Confirmation
of By-laws
Nos. 2054,
2055 and
2056 and of
debentures
thereunder.

10. By-laws numbers 2054, 2055 and 2056 of the said corporation, passed on the 29th day of December, 1932, authorizing the borrowing of \$35,391.42, \$16,564.54 and \$125,047.74, respectively, by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under each of said by-laws are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Commence-
ment of Act.

11. This Act, except section 4, shall come into force on the day upon which it receives the Royal Assent, section 4 shall come into force on the 1st day of July, 1933.

SCHEDULE "A"

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of portions of the north-east quarter of Section 50, formerly in the Township of McIntyre, now in the City of Port Arthur and which are more particularly described as follows:

1. COMMENCING at a point in the south limit of the said quarter section distant nine hundred and fifty-seven (957) feet measured west thereon from the south-east angle of the said quarter section; thence west along the said south limit of the said quarter section, nine hundred and ten and four-tenths (910.4) feet more or less to a point distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the south-west angle of the said quarter section; thence north and parallel to the west limit of the said quarter section twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence north-easterly along the said limit of the said road to a point where it is intersected by a line drawn north and parallel to the east limit of the said quarter section from the point of commencement; thence south and parallel to the east limit of the said quarter section sixteen hundred and eighty-six and four-tenths (1686.4) feet more or less to the point of commencement, containing by admeasurement twenty-nine and nine-tenths (29.9) acres be the same more or less.

2. COMMENCING at a point in the north limit of the said quarter section distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the north-west angle of the said quarter section; thence east along the said limit of the said quarter section nine hundred and ninety and three-tenths (990.3) feet more or less to a point distant thirteen (13) chains and twenty-seven (27) links measured west from the north-east angle of the said quarter section; thence south thirty-seven (37) degrees west, nine hundred and seven and five-tenths (907.5) feet; thence west, one hundred and ninety-eight (198) feet more or less to high water mark in the easterly bank of the McIntyre River; thence south-westerly along the said high water mark to a point where it is intersected by a line drawn south and parallel to the west limit of the said quarter section from the point of commencement; thence north and parallel to the west limit of the said quarter section eleven hundred and ten (1110) feet more or less to the point of commencement, containing by admeasurement thirteen and seven-tenths (13.7) acres be the same more or less.

SECONDLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of a portion of the north-east quarter of Section 50 formerly in the Township of McIntyre, now in the City of Port Arthur, containing by admeasurement forty-five and six-tenths (45.6) acres be the same more or less and which is more particularly described as follows:

Premising that the bearings hereinafter mentioned are derived from the assumed north of the west limit of the said quarter section and commencing at the north-west angle of the said quarter section; thence south along the west limit of the said quarter section, twenty-six hundred and forty-one and seven-tenths (2641.7) feet more or less to the south-west angle of the said quarter section; thence easterly along the southerly limit of the said quarter section, seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet; thence north and parallel to the west limit of the said quarter section, twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence

north six (6) degrees and eleven (11) minutes east, eighty-four and six-tenths (84.6) feet more or less to the south-westerly angle of the property of the Riverside Cemetery Company; thence north twenty-eight (28) degrees and thirty-six (36) minutes west along the south-westerly limit of the said property of the said Company, two hundred and eighteen and six-tenths (218.6) feet more or less to the high water mark in the southerly bank of the McIntyre River; thence easterly along the said high water mark to a point distant seven hundred and seventy-nine and thirteen one-hundredths feet measured parallel to the southerly limit of the said quarter section and easterly from the west limit of the said quarter section; thence north and parallel to the west limit of the said quarter section, eleven hundred and ten (1110) feet more or less to the north limit of the said quarter section; thence westerly along the said north limit of the said quarter section seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet to the point of commencement, excepting from the above described area the land included in the Oliver Road.

BILL,
An Act respecting the City of Port
Arthur

1st Reading

2nd Reading

3rd Reading

MR. HOGARTH

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Port Arthur.

MR. HOGARTH

(PRIVATE BILL)

No. 4

1933

BILL

An Act respecting the City of Port Arthur.

Preamble.

WHEREAS the corporation of the city of Port Arthur has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Port Arthur Act 1933*.

Cancellation
of authority
for certain
watermains
and sewers.

2.—(1) The authority contained in each of the by-laws numbered 10, 344, 447, 481, 491, 565, 566, 852, 963 and 969 of the corporation of the city of Port Arthur to construct the watermains and sewers therein mentioned is hereby rescinded and cancelled in respect of any watermain or sewer which has not been constructed and the expenditure heretofore made of the proceeds of the sale of the debentures authorized by each of said by-laws is hereby approved, ratified and confirmed and declared to be legal, valid and binding on the said corporation.

Application
of Rev. Stat.,
c. 249, s. 31.

(2) Section 31 of *The Public Utilities Act* shall apply to the respective rates required to be levied under said by-laws numbered 10, 447, 481, 565, 566, 852 and 963, only to the extent to which such rates are required to provide sinking fund and interest payments in respect of debentures, the proceeds of which have been expended for the purposes mentioned in said by-laws.

Certain
rates to be
general and
not frontage.

(3) Notwithstanding anything contained in the said by-laws numbered 344, 491 and 969, the amounts required to be raised annually thereunder by special frontage rates upon lands abutting upon any of the works mentioned in by-laws numbered 2054, 2055 and 2056 of the corporation and upon lands which do not abut upon a sewer shall hereafter be raised by special rate on all the rateable property in the municipality.

Tax sales
and con-
veyances
confirmed.

3.—(1) All sales of land within the city of Port Arthur made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.



By-law
No. 2067
confirmed.

4. By-law number 2067 of the said corporation, passed on the 13th day of March, 1933, authorizing the temporary borrowing of \$150,000 to pay certain debentures of the city is hereby confirmed and declared to be valid and binding upon the corporation and the ratepayers thereof.

By-law
No. 2066
and
debentures
confirmed.

5. By-law number 2066, passed on the 13th day of March, 1933, authorizing the borrowing of \$215,275.16 by the issue of debentures to pay the floating indebtedness of the city, and all debentures issued or to be issued under said by-law are hereby confirmed and declared to be valid and binding upon the said corporation and the ratepayers thereof.



Confirma-
tion of cor-
poration's
title to
lands in
Schedule
"A."

6. The lands described in Schedule "A" hereto are hereby declared to have been legally and validly granted and conveyed to and vested in the said corporation in fee simple free and clear of and from all right, title and interest whatsoever of any other person, firm or corporation whomsoever and free and clear of all charges and encumbrances thereon and dower therein under and by virtue of the tax deeds from the mayor and deputy treasurer of the said corporation to the said corporation, dated the 21st day of March, 1926 and the 28th day of January, 1926, respectively, and registered in the registry office for the registry division of Port Arthur on the 13th day of April, 1926 and on the 29th day of January

1926 as numbers 3854 C and 3815 C respectively, and the said tax deeds shall be construed and read as if at the time of the execution and delivery thereof and at the time of registration thereof the descriptions of the said lands set forth in Schedule "A" had been inserted therein in the place and stead of the descriptions which were inserted therein reading:

"Thirty-one point Fifty-one (31.51) acres South of Oliver Road and Fourteen point Twenty-six (14.26) acres behind Cemetery North of Oliver Road, being Forty-five point Seventy-seven (45.77) acres of East half of North East Quarter Section Fifty (50),"

and

"45.77 acres West half of North East Quarter Section Fifty (50)"

respectively.

1903, c. 76,
ss. 19 and 20;
1907, c. 83,
s. 13; and
1931, c. 118,
s. 3,
repealed.

7. Sections 19 and 20 of the Act respecting the town of Port Arthur passed in the third year of the reign of His Majesty King Edward the Seventh, chaptered 76; section 13 of the Act respecting the city of Port Arthur passed in the seventh year of the reign of His Majesty King Edward the Seventh, chaptered 83; and section 3 of *The City of Port Arthur Act, 1931*, chaptered 118, are hereby repealed.

1907, c. 69,
s. 11,
amended.

8.—(1) Section 11 of the Act respecting the town of Port Arthur passed in the fifth year of the reign of His Majesty King Edward the Seventh, chaptered 69, is amended by striking out all of the words therein after the word "taxes" in the ninth line thereof.

1907, c. 69,
s. 11,
further
amended.

(2) Said section 11 of the last mentioned Act is further amended by adding thereto the following subsections:

Provision
for cost of
works and
issue of
debentures.

(2) The council may agree with any bank or person for temporary advances to meet the cost of any of such works pending the completion thereof and when the work undertaken is completed, may borrow on the credit of the corporation at large such sums as may be necessary to repay such advances and to defray the cost of the work undertaken and may issue debentures for the sums so borrowed payable in equal annual instalments of principal and interest within such period not exceeding fifteen years and bearing interest at such rate as the council may determine, and shall by the by-law authorizing the issue of debentures impose special annual rates upon the respective lots to serve which such works have been constructed sufficient to pay the same with interest.

Rev. Stat.,
c. 233, to
apply with
certain
exceptions.

- (3) The provisions of *The Municipal Act* as to by-laws for creating debts shall apply to by-laws passed under the authority of subsection 2, except that it shall not be necessary—

- (a) that the by-law be submitted to or receive the assent of the electors;
- (b) that any rate be imposed for the payment of the principal and interest of the debt other than special annual rates imposed by such by-law.

Application
of special
rates.

- (4) The special rates imposed by the by-law shall form a special fund for the payment of the debentures issued under the authority of subsection 2 and interest thereon, and shall not be applicable to or be applied for any other purpose.

Deficiency
in special
rates.

- (5) If, in any year, the amount realized from the special rates imposed by the by-law is insufficient to pay the amount falling due in such year in respect of debentures issued pursuant to the by-law the council shall provide for the deficiency in the estimates for the following year and levy and collect the same by a general rate, but this shall not relieve the land specially assessed from the special rates thereon.

Confirmation
of By-laws
Nos. 2054,
2055 and
2056 and of
debentures
thereunder.

9. By-laws numbers 2054, 2055 and 2056 of the said corporation, passed on the 29th day of December, 1932, authorizing the borrowing of \$35,391.42, \$16,564.54 and \$125,047.74, respectively, by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under each of said by-laws are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Commence-
ment of Act.

10. This Act, except section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1933.

SCHEDULE "A"

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of portions of the north-east quarter of Section 50, formerly in the Township of McIntyre, now in the City of Port Arthur and which are more particularly described as follows:

1. COMMENCING at a point in the south limit of the said quarter section distant nine hundred and fifty-seven (957) feet measured west thereon from the south-east angle of the said quarter section; thence west along the said south limit of the said quarter section, nine hundred and ten and four-tenths (910.4) feet more or less to a point distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the south-west angle of the said quarter section; thence north and parallel to the west limit of the said quarter section twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence north-easterly along the said limit of the said road to a point where it is intersected by a line drawn north and parallel to the east limit of the said quarter section from the point of commencement; thence south and parallel to the east limit of the said quarter section sixteen hundred and eighty-six and four-tenths (1686.4) feet more or less to the point of commencement, containing by admeasurement twenty-nine and nine-tenths (29.9) acres be the same more or less.

2. COMMENCING at a point in the north limit of the said quarter section distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the north-west angle of the said quarter section; thence east along the said limit of the said quarter section nine hundred and ninety and three-tenths (990.3) feet more or less to a point distant thirteen (13) chains and twenty-seven (27) links measured west from the north-east angle of the said quarter section; thence south thirty-seven (37) degrees west, nine hundred and seven and five-tenths (907.5) feet; thence west, one hundred and ninety-eight (198) feet more or less to high water mark in the easterly bank of the McIntyre River; thence south-westerly along the said high water mark to a point where it is intersected by a line drawn south and parallel to the west limit of the said quarter section from the point of commencement; thence north and parallel to the west limit of the said quarter section eleven hundred and ten (1110) feet more or less to the point of commencement, containing by admeasurement thirteen and seven-tenths (13.7) acres be the same more or less.

SECONDLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of a portion of the north-east quarter of Section 50 formerly in the Township of McIntyre, now in the City of Port Arthur, containing by admeasurement forty-five and six-tenths (45.6) acres be the same more or less and which is more particularly described as follows:

Premising that the bearings hereinafter mentioned are derived from the assumed north of the west limit of the said quarter section and commencing at the north-west angle of the said quarter section; thence south along the west limit of the said quarter section, twenty-six hundred and forty-one and seven-tenths (2641.7) feet more or less to the south-west angle of the said quarter section; thence easterly along the southerly limit of the said quarter section, seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet; thence north and parallel to the west limit of the said quarter section, twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence

north six (6) degrees and eleven (11) minutes east, eighty-four and six-tenths (84.6) feet more or less to the south-westerly angle of the property of the Riverside Cemetery Company; thence north twenty-eight (28) degrees and thirty-six (36) minutes west along the south-westerly limit of the said property of the said Company, two hundred and eighteen and six-tenths (218.6) feet more or less to the high water mark in the southerly bank of the McIntyre River; thence easterly along the said high water mark to a point distant seven hundred and seventy-nine and thirteen one-hundredths feet measured parallel to the southerly limit of the said quarter section and easterly from the west limit of the said quarter section; thence north and parallel to the west limit of the said quarter section, eleven hundred and ten (1110) feet more or less to the north limit of the said quarter section; thence westerly along the said north limit of the said quarter section seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet to the point of commencement, excepting from the above described area the land included in the Oliver Road.

BILL

An Act respecting the City of Port
Arthur

1st Reading

February 21st, 1933

2nd Reading

3rd Reading

MR. HOGARTH

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Port Arthur.

MR. HOGARTH

No. 4

1933

BILL

An Act respecting the City of Port Arthur.

Preamble.

WHEREAS the corporation of the city of Port Arthur has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Port Arthur Act, 1933*.

Cancellation
of authority
for certain
watermains
and sewers.

2.—(1) The authority contained in each of the by-laws numbered 10, 344, 447, 481, 491, 565, 566, 852, 963 and 969 of the corporation of the city of Port Arthur to construct the watermains and sewers therein mentioned is hereby rescinded and cancelled in respect of any watermain or sewer which has not been constructed and the expenditure heretofore made of the proceeds of the sale of the debentures authorized by each of said by-laws is hereby approved, ratified and confirmed and declared to be legal, valid and binding on the said corporation.

Application
of Rev. Stat.
c. 249, s. 31.

(2) Section 31 of *The Public Utilities Act* shall apply to the respective rates required to be levied under said by-laws numbered 10, 447, 481, 565, 566, 852 and 963, only to the extent to which such rates are required to provide sinking fund and interest payments in respect of debentures, the proceeds of which have been expended for the purposes mentioned in said by-laws.

Certain
rates to be
general and
not frontage.

(3) Notwithstanding anything contained in the said by-laws numbered 344, 491 and 969, the amounts required to be raised annually thereunder by special frontage rates upon lands abutting upon any of the works mentioned in by-laws numbered 2054, 2055 and 2056 of the corporation and upon lands which do not abut upon a sewer shall hereafter be raised by special rate on all the rateable property in the municipality.

3.—(1) All sales of land within the city of Port Arthur made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

Tax sales
and con-
veyances
confirmed.

(2) Nothing in this section contained shall affect or pre-judice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Pending
litigation
not affected.

4. By-law number 2067 of the said corporation, passed on the 13th day of March, 1933, authorizing the temporary borrowing of \$150,000 to pay certain debentures of the city is hereby confirmed and declared to be valid and binding upon the corporation and the ratepayers thereof.

By-law
No. 2067
confirmed.

5. By-law number 2066, passed on the 13th day of March, 1933, authorizing the borrowing of \$215,275.16 by the issue of debentures to pay the floating indebtedness of the city, and all debentures issued or to be issued under said by-law are hereby confirmed and declared to be valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 2066
and
debentures
confirmed.

6. The lands described in Schedule "A" hereto are hereby declared to have been legally and validly granted and conveyed to and vested in the said corporation in fee simple free and clear of and from all right, title and interest whatsoever of any other person, firm or corporation whomsoever and free and clear of all charges and encumbrances thereon and dower therein under and by virtue of the tax deeds from the mayor and deputy treasurer of the said corporation to the said corporation, dated the 21st day of March, 1926 and the 28th day of January, 1926, respectively, and registered in the registry office for the registry division of Port Arthur on the 13th day of April, 1926 and on the 29th day of January

Confirma-
tion of cor-
poration's
title to
lands in
Schedule
"A."

1926 as numbers 3854 C and 3815 C respectively, and the said tax deeds shall be construed and read as if at the time of the execution and delivery thereof and at the time of registration thereof the descriptions of the said lands set forth in Schedule "A" had been inserted therein in the place and stead of the descriptions which were inserted therein reading:

"Thirty-one point Fifty-one (31.51) acres South of Oliver Road and Fourteen point Twenty-six (14.26) acres behind Cemetery North of Oliver Road, being Forty-five point Seventy-seven (45.77) acres of East half of North East Quarter Section Fifty (50),"

and

"45.77 acres West half of North East Quarter Section Fifty (50)"

respectively.

1903, c. 76,
ss. 19 and 20;
1907, c. 83,
s. 13; and
1931, c. 118,
s. 3,
repealed.

7. Sections 19 and 20 of the Act respecting the town of Port Arthur passed in the third year of the reign of His Majesty King Edward the Seventh, chaptered 76; section 13 of the Act respecting the city of Port Arthur passed in the seventh year of the reign of His Majesty King Edward the Seventh, chaptered 83; and section 3 of *The City of Port Arthur Act, 1931*, chaptered 118, are hereby repealed.

1905, c. 69,
s. 11,
amended.

8.—(1) Section 11 of the Act respecting the town of Port Arthur passed in the fifth year of the reign of His Majesty King Edward the Seventh, chaptered 69, is amended by striking out all of the words therein after the word "taxes" in the ninth line thereof.

1905, c. 69,
s. 11,
further
amended.

(2) The said section 11 of the last mentioned Act is further amended by adding thereto the following subsections:

Provision
for cost of
works and
issue of
debentures.

- (2) The council may agree with any bank or person for temporary advances to meet the cost of any of such works pending the completion thereof and when the work undertaken is completed, may borrow on the credit of the corporation at large such sums as may be necessary to repay such advances and to defray the cost of the work undertaken and may issue debentures for the sums so borrowed payable in equal annual instalments of principal and interest within such period not exceeding fifteen years and bearing interest at such rate as the council may determine, and shall by the by-law authorizing the issue of debentures impose special annual rates upon the respective lots to serve which such works have been constructed sufficient to pay the same with interest.

- (3) The provisions of *The Municipal Act* as to by-laws for creating debts shall apply to by-laws passed under the authority of subsection 2, except that it shall not be necessary—

Rev. Stat.,
c. 233, to
apply with
certain
exceptions

- (a) that the by-law be submitted to or receive the assent of the electors;
- (b) that any rate be imposed for the payment of the principal and interest of the debt other than special annual rates imposed by such by-law.

- (4) The special rates imposed by the by-law shall form a special fund for the payment of the debentures issued under the authority of subsection 2 and interest thereon, and shall not be applicable to or be applied for any other purpose.
- (5) If, in any year, the amount realized from the special rates imposed by the by-law is insufficient to pay the amount falling due in such year in respect of debentures issued pursuant to the by-law the council shall provide for the deficiency in the estimates for the following year and levy and collect the same by a general rate, but this shall not relieve the land specially assessed from the special rates thereon.

Application
of special
rates.

Deficiency
in special
rates.

9. By-laws numbers 2054, 2055 and 2056 of the said corporation, passed on the 29th day of December, 1932, authorizing the borrowing of \$35,391.42, \$16,564.54 and \$125,047.74, respectively, by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under each of said by-laws are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Confirmation
of By-laws
Nos. 2054,
2055 and
2056 and of
debentures
thereunder.

10. This Act, except section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1933.

Commence-
ment of Act.

SCHEDULE "A"

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of portions of the north-east quarter of Section 50, formerly in the Township of McIntyre, now in the City of Port Arthur and which are more particularly described as follows:

1. COMMENCING at a point in the south limit of the said quarter section distant nine hundred and fifty-seven (957) feet measured west thereon from the south-east angle of the said quarter section; thence west along the said south limit of the said quarter section, nine hundred and ten and four-tenths (910.4) feet more or less to a point distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the south-west angle of the said quarter section; thence north and parallel to the west limit of the said quarter section twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence north-easterly along the said limit of the said road to a point where it is intersected by a line drawn north and parallel to the east limit of the said quarter section from the point of commencement; thence south and parallel to the east limit of the said quarter section sixteen hundred and eighty-six and four-tenths (1686.4) feet more or less to the point of commencement, containing by admeasurement twenty-nine and nine-tenths (29.9) acres be the same more or less.

2. COMMENCING at a point in the north limit of the said quarter section distant seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet measured east from the north-west angle of the said quarter section; thence east along the said limit of the said quarter section nine hundred and ninety and three-tenths (990.3) feet more or less to a point distant thirteen (13) chains and twenty-seven (27) links measured west from the north-east angle of the said quarter section; thence south thirty-seven (37) degrees west, nine hundred and seven and five-tenths (907.5) feet; thence west, one hundred and ninety-eight (198) feet more or less to high water mark in the easterly bank of the McIntyre River; thence south-westerly along the said high water mark to a point where it is intersected by a line drawn south and parallel to the west limit of the said quarter section from the point of commencement; thence north and parallel to the west limit of the said quarter section eleven hundred and ten (1110) feet more or less to the point of commencement, containing by admeasurement thirteen and seven-tenths (13.7) acres be the same more or less.

SECONDLY:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Port Arthur, District of Thunder Bay and Province of Ontario, being composed of a portion of the north-east quarter of Section 50 formerly in the Township of McIntyre, now in the City of Port Arthur, containing by admeasurement forty-five and six-tenths (45.6) acres be the same more or less and which is more particularly described as follows:

Premising that the bearings hereinafter mentioned are derived from the assumed north of the west limit of the said quarter section and commencing at the north-west angle of the said quarter section; thence south along the west limit of the said quarter section, twenty-six hundred and forty-one and seven-tenths (2641.7) feet more or less to the south-west angle of the said quarter section; thence easterly along the southerly limit of the said quarter section, seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet; thence north and parallel to the west limit of the said quarter section, twelve hundred and sixty-three (1263) feet more or less to the southerly limit of the Oliver Road; thence

north six (6) degrees and eleven (11) minutes east, eighty-four and six-tenths (84.6) feet more or less to the south-westerly angle of the property of the Riverside Cemetery Company; thence north twenty-eight (28) degrees and thirty-six (36) minutes west along the south-westerly limit of the said property of the said Company, two hundred and eighteen and six-tenths (218.6) feet more or less to the high water mark in the southerly bank of the McIntyre River; thence easterly along the said high water mark to a point distant seven hundred and seventy-nine and thirteen one-hundredths feet measured parallel to the southerly limit of the said quarter section and easterly from the west limit of the said quarter section; thence north and parallel to the west limit of the said quarter section, eleven hundred and ten (1110) feet more or less to the north limit of the said quarter section; thence westerly along the said north limit of the said quarter section seven hundred and seventy-nine and thirteen one-hundredths (779.13) feet to the point of commencement, excepting from the above described area the land included in the Oliver Road.

BILL

An Act respecting the City of Port
Arthur

1st Reading

February 21st, 1933

2nd Reading

March 24th, 1933

3rd Reading

March 29th, 1933

MR. HOGARTH

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Central Canada Exhibition Association.

MR. ELLIS

(PRIVATE BILL)

No. 5

1933

BILL

An Act respecting the Central Canada Exhibition Association.

Preamble.

WHEREAS the Central Canada Exhibition Association has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Central Canada Exhibition Association Act, 1933*.

51 Vict., c.
79, s. 4, subs.
1, cl. b (1919,
c. 125, s. 1)
re-enacted.

2. Section 4 of the Act passed in the fifty-first year of the reign of Her Majesty Queen Victoria, chaptered 79, being *An Act to incorporate the Central Canada Exhibition Association* as re-enacted by section 1 of chapter 125 of the Statutes of Ontario, 1919, and amended by section 2 of chapter 136 of the Statutes of Ontario, 1929, is further amended by striking out the clause lettered *b* in subsection 1 of the said section 4 and substituting therefor the following:

(b) The City section; and

51 Vict., c.
79, s. 4,
subss. 4 and
5 (1929, c.
136, s. 2)
re-enacted.

3. Subsections 4 and 5 of section 4 of the said Act as re-enacted by section 2 of chapter 136 of the Statutes of Ontario, 1929, are repealed and the following substituted therefor:

Membership
of City
section.

(4) The city section shall consist of two members of each of the following bodies: Allied Trades and Labour Association of Ottawa, The Ottawa Automotive Trades Association, Board of Trade of the City of Ottawa, Canadian Club of Ottawa, Ottawa Council Number 643 United Commercial Travellers Association of America, Rotary Club of Ottawa, Gyro Club of Ottawa, Hundred Club of Ottawa, Kinsmen Club of Ottawa, Kiwanis Club of Ottawa,

Lions Club of Ottawa, City of Ottawa Public School Board, Retail Grocers Association (Ottawa Branch), Retail Merchants Association of Canada, Incorporated (Eastern Ontario and Ottawa District) Ottawa Wholesale Grocers Exchange; One (1) member of each of the following bodies: Canadian Legion Branch 16 of Ottawa; Canadian Lumbermen's Association (Ottawa Branch); Canadian Press Association (Ottawa Branch); Central Council of Municipal Associations of Ottawa, Civil Service Association of Ottawa, Eastern Ontario Weekly Press Association, The Federal District Commission, Collegiate Institute Board of Ottawa, Ottawa Electric Railway Company, Ottawa Property Holders Association, Roman Catholic Separate School Board of the City of Ottawa; The Journal Publishing Company of Ottawa, The Citizen Publishing Company Limited and Syndicat D'Ouevres Sociates Lte. (Le Droit), and representatives of such other organizations as may from time to time be admitted by a vote of the directors, provided that the total number of representative members in this section shall not exceed seventy-five (75), together with all past presidents of the association who, at the time of holding office, were members of this section, or of the city council section, and such other persons being residents of the city of Ottawa or whose place of business is situate therein, as may from time to time be admitted to membership of the association on a vote of the directors and on payment of the annual membership fee, provided that no officer or servant of the Government of Canada, or of the Government of Ontario, holding office in or attached to the Department of Agriculture of such Government respectively shall be a member of this section.

Membership
of
Agricultural
Section.

- (5) The Agricultural section shall consist of the following: The Minister and Deputy Minister of Agriculture for Canada, the Minister and Deputy Minister of Agriculture for Ontario, the Minister and Deputy Minister of Agriculture for Quebec, the Superintendent of Agricultural Societies for Ontario, the Director of Agricultural Representatives for Ontario, the Director of the Live Stock Branch, Ontario, the Director of Dominion Experimental Farms, the Dominion Live Stock Commissioner, the Veterinary Director General, the Principal of Kemptville Agricultural School, the Dominion Horticulturist, the Dominion Animal Husbandman, the Dominion Poultry Husbandman, the Greenhouse Specialist

Central Experimental Farm, the Superintendent of the Central Experimental Farm, the Director of the Canadian National Live Stock Records, the Secretary of the Canadian Council on Boys' and Girls' Club Work; the Provincial Government Agricultural Representatives of each of the following counties, namely, Carleton, Renfrew, Lanark, Leeds, Grenville, Dundas, Glengarry, Prescott & Russell, Pontiac, Hull, and Argenteuil; the President of the Agricultural Societies of the following towns and villages: Arnprior, Almonte, Carp, Kemptville, Metcalfe, Russell, Richmond, Renfrew and Shawville; one (1) representative from each of the following organizations: The Canadian Ayrshire Breeders' Association, The Ottawa District Ayrshire Breeders' Club, The Bee Keepers' Association of Carleton County, The Ontario Cattle Breeders' Association, The Clydesdale Horse Association of Canada, The Eastern Ontario Dairymen's Association, The Canadian Florists' and Gardeners' Association, The Canadian Hereford Breeders' Association, The Holstein-Friesian Association of Canada, The Ontario Horse Breeders' Association, The Ottawa Horse Parade Association, The Ottawa Horticultural Society, The Westboro Horticultural Society, The Canadian Jersey Cattle Club, The Eastern Ontario Jersey Breeders' Association, The Canadian Kennel Club, The Ottawa Kennel Club, The Ottawa Pigeon and Pet Stock Association, The Canadian Pony Society, The Canadian National Poultry Record Association, The Eastern Ontario Poultry Association, The Ottawa Poultry Association, The Ottawa Riding Club, The Ottawa Valley Seed Growers' Association, The Canadian Sheep Breeders' Association, The Ontario Sheep Breeders' Association, The Dominion Shorthorn Breeders' Association, The Canadian Swine Breeders' Association, The Ontario Swine Breeders' Association, The Canadian Thoroughbred Horse Society, The Ontario Vegetable Growers' Association, The Ottawa Branch the Ontario Vegetable Growers' Association, The Central Canada Veterinary Association, The Ontario Large Yorkshire Club, The Agricultural Press Association of Canada; all such representatives to be named and appointed by the said several bodies at their annual meeting for the election of officers; and such number of representatives of other bodies or such other persons as the board of directors may see fit to assign to this section, provided that in no case shall the number of representative members attached to this section exceed seventy-five (75); together with those

past presidents of the association who were members of this section when elected to the office of president, the warden of the county of Carleton, and any other persons resident in Ontario elsewhere than in the city of Ottawa engaged in agriculture in a practical or professional way and residents of the city of Ottawa who own or operate a farm within Ontario and any officers or servants of the Ontario Department of Agriculture, of the Federal Department of Agriculture, of the Canadian National Live Stock Records or any similar organization who may from time to time be admitted to membership of the association in this section on a vote of the directors and on payment of the annual membership fee.

Commence-
ment of Act. 4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting The Central Canada
Exhibition Association

1st Reading

2nd Reading

3rd Reading

MR. ELLIS

(Private Bill)

No. 5

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Central Canada Exhibition Association.

MR. ELLIS

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Central Canada Exhibition Association.

Preamble

WHEREAS the Central Canada Exhibition Association has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Central Canada Exhibition Association Act, 1933*.

51 Vict., c.
79, s. 4, subs.
1, cl. *b* (1919,
c. 125, s. 1)
re-enacted.

2. Section 4 of the Act passed in the fifty-first year of the reign of Her Majesty Queen Victoria, chaptered 79, being *An Act to incorporate the Central Canada Exhibition Association* as re-enacted by section 1 of chapter 125 of the Statutes of Ontario, 1919, and amended by section 2 of chapter 136 of the Statutes of Ontario, 1929, is further amended by striking out the clause lettered *b* in subsection 1 of the said section 4 and substituting therefor the following:

(*b*) The City section; and

51 Vict., c.
79, s. 4,
subss. 4 and
5 (1929, c.
136, s. 2)
re-enacted.

3. Subsections 4 and 5 of section 4 of the said Act as re-enacted by section 2 of chapter 136 of the Statutes of Ontario, 1929, are repealed and the following substituted therefor:

Membership
of City
section.

(4) The city section shall consist of two members of each of the following bodies: Allied Trades and Labour Association of Ottawa, The Ottawa Automotive Trades Association, Board of Trade of the City of Ottawa, Canadian Club of Ottawa, Ottawa Council Number 643 United Commercial Travellers Association of America, Rotary Club of Ottawa, Gyro Club of Ottawa, Hundred Club of Ottawa, Kinsmen Club of Ottawa, Kiwanis Club of Ottawa,

Lions Club of Ottawa, City of Ottawa Public School Board, Retail Grocers Association (Ottawa Branch), Retail Merchants Association of Canada, Incorporated (Eastern Ontario and Ottawa District) Ottawa Wholesale Grocers Exchange; One (1) member of each of the following bodies: Canadian Legion Branch 16 of Ottawa; Canadian Lumbermen's Association (Ottawa Branch); Canadian Press Association (Ottawa Branch); Central Council of Municipal Associations of Ottawa, Civil Service Association of Ottawa, Eastern Ontario Weekly Press Association, The Federal District Commission, Collegiate Institute Board of Ottawa, Ottawa Electric Railway Company, Ottawa Property Holders Association, Roman Catholic Separate School Board of the City of Ottawa; The Journal Publishing Company of Ottawa, The Citizen Publishing Company Limited and Syndicat D'Ouevres Sociates Ltd. (Le Droit), and representatives of such other organizations as may from time to time be admitted by a vote of the directors, provided that the total number of representative members in this section shall not exceed seventy-five (75), together with all past presidents of the association who, at the time of holding office, were members of this section, or of the city council section, and such other persons being residents of the city of Ottawa or whose place of business is situate therein, as may from time to time be admitted to membership of the association on a vote of the directors and on payment of the annual membership fee, provided that no officer or servant of the Government of Canada, or of the Government of Ontario, holding office in or attached to the Department of Agriculture of such Government respectively shall be a member of this section.

- (5) The Agricultural section shall consist of the following: ^{Membership of Agricultural Section.}
 The Minister and Deputy Minister of Agriculture for Canada, the Minister and Deputy Minister of Agriculture for Ontario, the Minister and Deputy Minister of Agriculture for Quebec, the Superintendent of Agricultural Societies for Ontario, the Director of Agricultural Representatives for Ontario, the Director of the Live Stock Branch, Ontario, the Director of Dominion Experimental Farms, the Dominion Live Stock Commissioner, the Veterinary Director General, the Principal of Kemptville Agricultural School, the Dominion Horticulturist, the Dominion Animal Husbandman, the Dominion Poultry Husbandman, the Greenhouse Specialist

Central Experimental Farm, the Superintendent of the Central Experimental Farm, the Director of the Canadian National Live Stock Records, the Secretary of the Canadian Council on Boys' and Girls' Club Work; the Provincial Government Agricultural Representatives of each of the following counties, namely, Carleton, Renfrew, Lanark, Leeds, Grenville, Dundas, Glengarry, Prescott & Russell, Pontiac, Hull, and Argenteuil; the President of the Agricultural Societies of the following towns and villages: Arnprior, Almonte, Carp, Kemptville, Metcalfe, Russell, Richmond, Renfrew and Shawville; one (1) representative from each of the following organizations: The Canadian Ayrshire Breeders' Association, The Ottawa District Ayrshire Breeders' Club, The Bee Keepers' Association of Carleton County, The Ontario Cattle Breeders' Association, The Clydesdale Horse Association of Canada, The Eastern Ontario Dairymen's Association, The Canadian Florists' and Gardeners' Association, The Canadian Hereford Breeders' Association, The Holstein-Friesian Association of Canada, The Ontario Horse Breeders' Association, The Ottawa Horse Parade Association, The Ottawa Horticultural Society, The Westboro Horticultural Society, The Canadian Jersey Cattle Club, The Eastern Ontario Jersey Breeders' Association, The Canadian Kennel Club, The Ottawa Kennel Club, The Ottawa Pigeon and Pet Stock Association, The Canadian Pony Society, The Canadian National Poultry Record Association, The Eastern Ontario Poultry Association, The Ottawa Poultry Association, The Ottawa Riding Club, The Ottawa Valley Seed Growers' Association, The Canadian Sheep Breeders' Association, The Ontario Sheep Breeders' Association, The Dominion Shorthorn Breeders' Association, The Canadian Swine Breeders' Association, The Ontario Swine Breeders' Association, The Canadian Thoroughbred Horse Society, The Ontario Vegetable Growers' Association, The Ottawa Branch the Ontario Vegetable Growers' Association, The Central Canada Veterinary Association, The Ontario Large Yorkshire Club, The Agricultural Press Association of Canada; all such representatives to be named and appointed by the said several bodies at their annual meeting for the election of officers; and such number of representatives of other bodies or such other persons as the board of directors may see fit to assign to this section, provided that in no case shall the number of representative members attached to this section exceed seventy-five (75); together with those

past presidents of the association who were members of this section when elected to the office of president, the warden of the county of Carleton, and any other persons resident in Ontario elsewhere than in the city of Ottawa engaged in agriculture in a practical or professional way and residents of the city of Ottawa who own or operate a farm within Ontario and any officers or servants of the Ontario Department of Agriculture, of the Federal Department of Agriculture, of the Canadian National Live Stock Records or any similar organization who may from time to time be admitted to membership of the association in this section on a vote of the directors and on payment of the annual membership fee.

4. This Act shall come into force on the day upon which it receives the Royal Assent. Commence-
ment of Act;

BILL

An Act respecting The Central Canada
Exhibition Association

1st Reading

February 28th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. ELLIS

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

MR. MURPHY (St. Patrick)

(PRIVATE BILL)

No. 6

1933

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

Preamble.

WHEREAS the Sisters of St. Joseph for the Diocese of Toronto in Upper Canada has by its petition represented that it was incorporated on the 19th day of May, 1855, under the provisions of chapter 225 of the Acts passed by the Legislature of the Province of Canada in the eighteenth year of the reign of Her Late Majesty Queen Victoria, which said Act was subsequently amended and added to by certain other Acts; and whereas the duties of the corporation having increased it is desirable that its powers should be enlarged with respect to the holding of real estate; and whereas the said corporation has by petition prayed that an Act may be passed for such purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Sisters of St. Joseph (Toronto) Act, 1933.*

Power to
acquire real
property by
purchase,
etc.

2. Subject as hereinafter provided, the said corporation may from time to time and at all times hereafter, purchase, acquire, hold, possess and enjoy and have, take and receive to them and their successors to and for the uses and purposes of the corporation, any lands, tenements, hereditaments and real and immovable property situate within the limits of the Roman Catholic Diocese of Toronto occupied or hereafter to be occupied by the said corporation or any branch thereof for the purposes thereof, and the same or any part thereof to sell, mortgage, lease, alienate or dispose of and to purchase other lands in their stead for the same purposes.

Power to
acquire real
property
by gift, etc.

3. The said corporation may further acquire any other real property or any interest therein by gift, devise or bequest and may hold such real property or interest therein for a period of not more than seven years, and the same or any

portion thereof or interest therein as may not within the said period have been alienated or disposed of shall revert to the person from whom the same was acquired, his heirs or legal representatives; and the proceeds of such property as shall have been disposed of during the said period may be invested in public securities of the Province of Ontario, stocks of chartered banks, mortgages or other approved trustee securities for the use of the said corporation.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Sisters of St. Joseph
for the Diocese of Toronto in Upper
Canada.

1st Reading

2nd Reading

3rd Reading

MR. MURPHY (St. Patrick)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

MR. MURPHY (St. Patrick)

(PRIVATE BILL)

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

Preamble.

WHEREAS the Sisters of St. Joseph for the Diocese of Toronto in Upper Canada has by its petition represented that it was incorporated on the 19th day of May, 1855, under the provisions of chapter 225 of the Acts passed by the Legislature of the Province of Canada in the eighteenth year of the reign of Her Late Majesty Queen Victoria, which said Act was subsequently amended and added to by certain other Acts; and whereas the duties of the corporation having increased it is desirable that its powers should be enlarged with respect to the holding of real estate; and whereas the said corporation has by petition prayed that an Act may be passed for such purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Sisters of St. Joseph (Toronto) Act, 1933.*



Power to
acquire real
property by
purchase,
etc.

2. The said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements situate within the limits of the Roman Catholic Diocese of Toronto, and the same alienate, lease, mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest

therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

Rev. Stat.,
c. 132.

Investment
of proceeds
of property.

3. Subject to the limitations imposed by any specific trust as to the same, the said corporation may invest the proceeds of such property as it may have disposed of, in public securities of the Province of Ontario, mortgages or other approved trustee securities for the use of the said corporation.



Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Sisters of St. Joseph
for the Diocese of Toronto in Upper
Canada.

1st Reading

February 21st, 1933

2nd Reading

3rd Reading

MR. MURPHY (St. Patrick)

(*Reprinted as amended by the Private Bills
Committee*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

MR. MURPHY (St. Patrick)

BILL

An Act respecting the Sisters of St. Joseph for the
Diocese of Toronto in Upper Canada.

Preamble.

WHEREAS the Sisters of St. Joseph for the Diocese of Toronto in Upper Canada has by its petition represented that it was incorporated on the 19th day of May, 1855, under the provisions of chapter 225 of the Acts passed by the Legislature of the Province of Canada in the eighteenth year of the reign of Her Late Majesty Queen Victoria, which said Act was subsequently amended and added to by certain other Acts; and whereas the duties of the corporation having increased it is desirable that its powers should be enlarged with respect to the holding of real estate; and whereas the said corporation has by petition prayed that an Act may be passed for such purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Sisters of St. Joseph (Toronto) Act, 1933*.

Power to
acquire real
property by
purchase, etc.

2. The said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements situate within the limits of the Roman Catholic Diocese of Toronto, and the same alienate, lease, mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest

therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

Rev. Stat.,
c. 132.

3. Subject to the limitations imposed by any specific trust as to the same, the said corporation may invest the proceeds of such property as it may have disposed of, in public securities of the Province of Ontario, mortgages or other approved trustee securities for the use of the said corporation.

Investment
of proceeds
of property.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

BILL

An Act respecting the Sisters of St. Joseph
for the Diocese of Toronto in Upper
Canada.

1st Reading

February 21st, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. MURPHY (St. Patrick)

No. 7

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the United Farmers Co-operative Association.

MR. OLIVER

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 7

1933

BILL

An Act respecting the United Farmers Co-operative Association.

Preamble.

WHEREAS United Farmers Co-operative Association has by its petition represented that it was incorporated by *The United Farmers Co-operative Association Act, 1931*, and that it is expedient to change the name of the said association to that of "Ontario Farmers Co-operative Association" and to alter its constitution by providing that it shall have an authorized capital divided into preference and common shares with certain limited rights in respect thereof and further in respect of the matters hereinafter set forth, and by its said petition has prayed for the passing of an Act for the said purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Ontario Farmers Co-operative Association Act, 1933*.

1931, c. 146,
s. 2, clauses
b and *c*,
re-enacted.

2.—(1) Clauses *b* and *c* of section 2 of *The United Farmers Co-operative Association Act, 1931*, are repealed and the following substituted therefor:

"Delegates."

(*b*) "Delegates" means the persons elected by the locals to represent them at a meeting of the Association.

"Local."

(*c*) "Local" means any company incorporated under the laws of the Dominion of Canada or the Province of Ontario for the purpose of carrying on business on co-operative principles as defined by Part XII of *The Companies Act* (Ontario) or on principles analogous thereto, or any society or association formed for such purposes (including such societies and associations that may be formed in accordance with the provisions of section 11 of this Act), provided

Rev. Stat.,
c. 218.

that such company, society or association shall have such number of shareholders or members as may from time to time be determined by the by-laws of the association and shall become the holder of one or more common shares of the association.

1931, c. 146,
s. 2,
amended. (3) The said section 2 is further amended by adding thereto the following clause:

"Meeting of the Association." (e) "Meeting of the association" means a duly constituted meeting of the delegates.

1931, c. 146,
s. 5, subs. 2,
amended. 3.—(1) Subsection 2 of section 5 of the said Act is amended by striking out the words "members of the Association by the" in the third line.

1931, c. 146,
s. 5,
amended. (2) The said section 5 is amended by adding thereto the following subsection:

Director need not be a shareholder. (3) It shall not be necessary for a person to be a shareholder of the association in order to qualify him for the office of director.

1931, c. 146,
s. 6,
re-enacted. 4. Section 6 of the said Act is repealed and the following substituted therefor:

Capital of association. 6.—(1) The association shall have an authorized capital of \$1,000,000 divided into 120,000 six per centum (6%) non-cumulative redeemable preference shares of the par value of \$5 each and 80,000 common shares of the par value of \$5 each. The said preference and common shares shall have the rights and be subject to the restrictions, limitations and conditions hereinafter set forth and as set forth in schedule "A" to this Act.

Voting rights. (2) The holders of preference or common shares or both as such shall have no voting rights but each local shall be entitled to elect one delegate to represent it at any meeting of the association and the by-laws of the association may provide for the election of additional delegates by locals on the basis of the number of members or shareholders or both of each local and on the basis of the volume of business done by each local with or through the association.

Fractional shares. (3) The directors of the association may in connection with any issue of shares make provision for the adjustment of fractions of shares by such means as the directors may determine, including the issue of

non-voting and non-dividend bearing fractional warrants exchangeable in amounts calling for one or more full shares for a certificate for such share or shares within such reasonable period as shall be determined by the directors.

Abolition of
fractional
warrant
rights.

- (4) The said fractional warrants may contain provisions for the limitation and extinguishment of the interests of the holders of such warrants after the lapse of such reasonable time as may be determined by the directors.

Common
shares not
transferable.

- (5) The common shares in the capital stock of the association shall not be transferable and may be issued only to a local, provided however that the by-laws of the association may provide for the transfer to a local of any common shares held by a local and forfeited by the directors for non-payment of calls thereon.

Share-
holders'
liability.

- (6) The liability of the shareholders of the association as such shall be limited to the amount, if any, from time to time unpaid in respect of the shares subscribed for or held by them and subject thereto no shareholder shall be liable for any debt, account, liability or default of the association or for any engagement, claim, payment, loss, injury, action, matter or thing whatsoever relating to or in connection with the association; provided that nothing herein contained shall be deemed to exempt or relieve any shareholder from liability to the association or to any other person arising out of contract or otherwise and not created by his being a shareholder or agreeing to become a shareholder in the association.

Common
share
dividends.

- (7) Dividends on the common shares of the association shall, subject to the provisions of clause I of schedule "A" to this Act, be paid at the rate of not more than six per centum per annum on the amount paid up thereon as may be fixed by the directors.

Distribution
of surplus.

- (8) The net profits or surplus of the association for any fiscal year after providing for payment of the non-cumulative dividends on the preference shares and for dividends equivalent to not exceeding six per centum per annum on the amount paid up on the common shares in the capital stock of the association and after setting aside such sum as the directors may determine for a reserve fund shall be divided among

the locals in proportion to their purchases or sales from, to, or through the association or shall be retained or applied by the association for the general advantage of the locals or of the farming community of Ontario as may, from time to time, be determined by the delegates in meeting assembled.

Retention of dividends, etc., from locals.

- (9) Notwithstanding anything herein contained the association from time to time may provide by by-law for the retention by the association of dividends on common shares held by a local and net profits or surplus payable to a local in accordance with the provisions of subsection 8 and the crediting thereof to the account of such local until an amount has so accumulated to the credit of such local as will equal the par value of one common share of the association multiplied by the number of members or shareholders or both of such local.

Application of retentions from locals.

- (10) Any by-law enacted pursuant to the provisions of subsection 9 hereof may provide that whenever a sum has so accumulated to the credit of a local sufficient to pay in full for at least one common share of the association, the same shall be applied by the association in payment on behalf of such local of a common share or shares and so on from time to time until such amount shall have been applied by the association in payment on behalf of such local of such number of common shares of the association as are necessary in order to enable such local to hold one fully paid common share of the association for each member or shareholder or both of such local.

1931, c. 146
s. 7,
re-enacted.

5. Section 7 of the said Act is repealed and the following substituted therefor:

Voting at meetings, etc.

- 7.—(1) Each delegate shall be entitled to one vote in person or, if the by-laws so provide, by proxy at all meetings of the association and no holder of preferred or common shares shall, as such, be entitled to attend any meeting of the association or to receive notice thereof, but a copy of the annual report of the directors and of the balance sheet of the association shall be sent to each holder of preferred and common shares as soon as practicable after the close of each fiscal year of the association.

Term of office of delegates.

- (2) Delegates shall hold office only for the duration of the meeting of the association for which they have been elected or any adjournment thereof.

Annual
meeting.

- (3) The association shall hold an annual meeting to elect directors, receive the annual report of the directors and to appoint auditors at the head office of the association at such time in each year as may be fixed by the directors.

Other
meetings.

- (4) Meetings of the association may be held from time to time as may be provided by by-law and any action taken by the delegates at such meetings shall be valid and binding on the shareholders of the association.

Vacancies in
directorates.

- (5) The by-laws of the association may provide that vacancies in the board of directors may be filled from time to time by the remaining directors.

Expenses
and remun-
eration of
directors,
delegates,
etc.

- (6) The by-laws of the association may provide for the payment of the expenses of delegates in attending and returning from meetings of the association and for the assessment by the association on the locals of such expenses in such manner as may be determined by the directors. The by-laws may also provide for the payment of remuneration to the directors and officers of the association as well as their expenses in connection with its business.

1931, c. 146,
s. 8,
subs. 1,
re-enacted.

6. Subsection 1 of section 8 of the said Act is repealed and the following substituted therefor:

Powers of
directors as
to by-laws.

- (1) The directors shall have full power and authority to pass, vary and repeal by-laws not contrary to law nor inconsistent with this Act providing for and regulating the election of directors, the calling, holding and adjournment of and procedure at meetings of directors and delegates, the quorum thereat; the allotment of shares, the making of calls thereon, the payment thereof, the issue and registration of certificates for shares, the forfeiture of shares for non-payment, the disposal of forfeited shares and of the proceeds thereof; the appointment and remuneration of directors, officers and employees, and the dismissal of officers and employees; the creation and functions of executive committees; the making of contracts; the creation of reserves; and the conduct generally of the business and affairs of the association; and such by-laws shall, subject to subsection 2, be valid and binding on the association and its shareholders until the next annual meeting of the delegates, and if confirmed thereat shall continue to be valid and binding until varied or

repealed by the delegates at an annual meeting or at a special meeting called for the purpose.

1931, c. 146,
s. 9,
re-enacted.

7. Section 9 of the said Act is repealed and the following substituted therefor:

Acquisition
of United
Farmers
Co-operative
Company.

9. The association shall have power and capacity and is hereby authorized to acquire all or any of the assets and undertaking of The United Farmers Co-operative Company, Limited, incorporated under *The Companies Act* (Ontario) and of any subsidiary thereof; and for that purpose to enter into an agreement or agreements with the said company or subsidiary thereof providing for such purchase on such terms as may be set forth in the said agreement or agreements and, notwithstanding any provision of *The Companies Act* (Ontario), or of the by-laws of the said company, upon any such agreement or agreements being approved, either as proposed or as altered, modified or amended at the meeting, by the vote of two-thirds of the shareholders of the said company or such subsidiary as the case may be, present at a meeting duly called for considering the same, or represented thereat by a shareholder having the right to vote in their behalf under the by-laws of the said company or such subsidiary as the case may be, such agreement or agreements shall be legal, valid and binding upon the said company or subsidiary, as the case may be, and the shareholders thereof.

Rev. Stat.,
c. 218.

1931, c. 146,
s. 10,
amended.

8. Section 10 of the said Act is amended as follows:

- (a) By striking out the word "members" wherever the same occurs in clauses *c*, *d*, *h*, *o* and *r* and inserting in lieu thereof the words "shareholders and members or shareholders or both of locals or other persons."
- (b) By repealing clauses *a* and *p* of the said section.
- (c) By striking out the word "members" in clause *q* of the said section and inserting in lieu thereof the word "shareholders."
- (d) By repealing the first unlettered paragraph following clause *v* of the said section.

1931, c. 146,
s. 11, subs. 1,
amended.

9. Subsection 1 of section 11 of the said Act is amended by striking out the words "from among its members" in the second line and by striking out the word "members" where it

occurs at the commencement of the tenth line and inserting in lieu thereof the word "shareholders."

1931, c. 146,
s. 13, subs. 1,
amended.

10.—(1) Section 13 of the said Act is amended by striking out the word "members" wherever the same occurs therein and inserting in lieu thereof the words "shareholders and members and shareholders of locals or other persons."

1931, c. 146,
s. 13, subs. 3,
amended.

(2) Subsection 3 of the said section 13 is amended by adding after the word "reserves" in the seventh line the words "or for dividends"

1931, c. 146,
section
added.

11. The said Act is further amended by adding thereto the following section:

Name of
association
changed.

13a. The name of the association is hereby changed to "Ontario Farmers Co-operative Association."

Commence-
ment of Act.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

(I) The holders of the preference shares shall be entitled in priority to the common shares to receive when, as and if declared by the directors, a fixed preferential non-cumulative dividend at the rate of 6% per annum on the capital for the time being paid up on the said preference shares payable as regards each year only out of the profits of such year available for dividends, but shall not be entitled to any further right to participate in profits.

(II) No dividend shall be declared or paid upon or set aside for the common shares in any fiscal year unless and until the non-cumulative dividend on all preference shares outstanding in respect of such fiscal year has been declared and paid or set aside for payment.

(III) In the event of the liquidation, dissolution or winding up of the association or other distribution of its assets among its shareholders for the purpose of winding up its affairs, the holders of the preference shares shall be entitled to receive from the assets and property of the association, \$5.00 per share, together with all declared and unpaid non-cumulative preferential dividends before any amount shall be paid or any property or assets of the association shall be distributed to the holders of common shares in respect of such common shares; and after payment to the holders of the preference shares of the amount so payable to them they shall not be entitled as such holders to share any further in the distribution of the property or assets of the association.

(IV) The association may at any time or times purchase (if obtainable) for cancellation the whole or any part of the preference shares outstanding from time to time in the market or by private contract at a price not exceeding \$5.00 per share plus all declared and unpaid non-cumulative preferential dividends thereon. From and after the date of purchase of any preference shares under the provisions in this paragraph contained the preference shares so purchased shall be deemed to be redeemed and shall be cancelled.

(V) Upon giving notice as hereinafter provided the association may redeem the whole or from time to time any part of the then outstanding preference shares on payment for each share to be redeemed of the par value thereof together with all declared and unpaid non-cumulative preferential dividends; in case a part only of the then outstanding preference shares is at any time to be redeemed the shares so to be redeemed shall be selected by lot or in such other equitable manner as shall from time to time be determined by the Directors; except in the case of preference shares purchased under the provisions of paragraph (IV) hereof the association shall give notice in writing to each person who at the date of giving such notice is the registered holder of preference shares to be redeemed of the intention to redeem preference shares held by such registered holder. Such notice shall be given by post in a prepaid letter addressed to the last address of each such holder of preference shares as it appears on the books of the association or in the event of the address of such holder not so appearing then to the last known address of such holder and mailed at least thirty days before the date specified for redemption; such notice shall set out the number of preference shares held by the person to whom it is addressed which are to be redeemed and the redemption price; such notice shall also set out the date on which redemption is to take place and on and after the date specified for redemption the association shall pay or cause to be paid the redemption price to the registered holder of the preference shares to be redeemed upon presentation and surrender at the head office of the association of the certificates for the preference shares so called for redemption and the certificates for such preference shares shall thereupon be cancelled and the redemption of the shares represented thereby shall thereupon be completed; if a part only of the shares represented by any certificate

be redeemed a new certificate for the balance shall be issued; and from and after the date specified for redemption in any such notice the preference shares called for redemption shall cease to be entitled to dividends and the holders thereof shall not be entitled to any rights in respect thereof except, however, that of receiving the redemption price unless payment of the redemption price shall not be made by the association on presentation and surrender of the certificates in accordance with the foregoing provisions in which case the rights of the holders shall remain unaffected; should the holders of any preference shares so called for redemption fail to present the certificates representing such shares within fifteen days after the date specified for redemption, the association shall have the right to deposit the redemption price of such shares to a special account in any chartered bank or trust company in Ontario to provide for the payment thereof without interest to the holders of such shares upon surrender of the certificates representing the same and upon such deposit such shares shall so far as liability of the association is concerned, be taken to be redeemed and cancelled; and after the association has made a deposit as aforesaid with respect to any shares the rights of the holders of such shares as against the association shall be limited to receiving the redemption price so deposited and such holders shall not be entitled to any participation in the profits or assets of the association or to exercise any rights as holders of such shares so redeemed and cancelled; any preference shares redeemed by the association shall not be reissued.

BILL,

An Act respecting The United Farmers
Co-operative Association.

1st Reading

2nd Reading

3rd Reading

MR. OLIVER

(Private Bill)

No. 7

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the United Farmers Co-operative Association.

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(PRIVATE BILL)

TORONTO
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No. 7

1933

BILL

An Act respecting the United Farmers Co-operative Association.

Preamble.

WHEREAS United Farmers Co-operative Association has by its petition represented that it was incorporated by *The United Farmers Co-operative Association Act, 1931*, and that it is expedient to change the name of the said association to that of "Farmers Co-operative Association of Ontario" and to alter its constitution by providing that it shall have an authorized capital divided into preference and common shares with certain limited rights in respect thereof and further in respect of the matters hereinafter set forth, and by its said petition has prayed for the passing of an Act for the said purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Farmers Co-operative Association of Ontario Act, 1933*.

1931, c. 146,
s. 2, clauses
b and c,
re-enacted.

2.—(1) Clauses *b* and *c* of section 2 of *The United Farmers Co-operative Association Act, 1931*, are repealed and the following substituted therefor:

"Delegates."

(b) "I elegates" means the persons elected by the locals to represent them at a meeting of the Association.

"Local."

(c) "Local" means any company incorporated under the laws of the Dominion of Canada or the Province of Ontario for the purpose of carrying on business on co-operative principles as defined by Part XII of *The Companies Act* (Ontario) or on principles analogous thereto, or any company subject to the provisions of Part XII of *The Companies Act*, or any society or association formed for such purposes (including such societies and associations that may

Rev. Stat.,
c. 218.

be formed in accordance with the provisions of section 11 of this Act), provided that such company, society or association shall have such number of shareholders or members as may from time to time be determined by the by-laws of the association and shall become the holder of one or more common shares of the association.

1931, c. 146, s. 2, amended. (3) The said section 2 is further amended by adding thereto the following clause:

"Meeting of the Association." (e) "Meeting of the association" means a duly constituted meeting of the delegates.

1931, c. 146, s. 5, subs. 2, amended. 3.—(1) Subsection 2 of section 5 of the said Act is amended by striking out the words "members of the Association by the" in the third line.

1931, c. 146, s. 5, amended. (2) The said section 5 is amended by adding thereto the following subsection:

Director need not be a shareholder. (3) It shall not be necessary for a person to be a shareholder of the association in order to qualify him for the office of director.

1931, c. 146, s. 6, re-enacted. 4. Section 6 of the said Act is repealed and the following substituted therefor:

Capital of association. 6.—(1) The association shall have an authorized capital of \$1,000,000 divided into 120,000 six per centum (6%) non-cumulative redeemable preference shares of the par value of \$5 each and 80,000 common shares of the par value of \$5 each. The said preference and common shares shall have the rights and be subject to the restrictions, limitations and conditions hereinafter set forth and as set forth in schedule "A" to this Act.

Voting rights. (2) The holders of preference or common shares or both as such shall have no voting rights but each local shall be entitled to elect one delegate to represent it at any meeting of the association and the by-laws of the association may provide for the election of additional delegates by locals on the basis of the number of members or shareholders or both of each local and on the basis of the volume of business done by each local with or through the association.

Fractional shares. (3) The directors of the association may in connection with any issue of shares make provision for the adjustment of fractions of shares by such means as the directors may determine, including the issue of

non-voting and non-dividend bearing fractional warrants exchangeable in amounts calling for one or more full shares for a certificate for such share or shares within such reasonable period as shall be determined by the directors.

Abolition of
fractional
warrant
rights.

- (4) The said fractional warrants may contain provisions for the limitation and extinguishment of the interests of the holders of such warrants after the lapse of such reasonable time as may be determined by the directors.

Common
shares not
transferable.

- (5) The common shares in the capital stock of the association shall not be transferable and may be issued only to a local, provided however that the by-laws of the association may provide for the transfer to a local of any common shares held by a local and forfeited by the directors for non-payment of calls thereon.

Share-
holders'
liability.

- (6) The liability of the shareholders of the association as such shall be limited to the amount, if any, from time to time unpaid in respect of the shares subscribed for or held by them and subject thereto no shareholder shall be liable for any debt, account, liability or default of the association or for any engagement, claim, payment, loss, injury, action, matter or thing whatsoever relating to or in connection with the association; provided that nothing herein contained shall be deemed to exempt or relieve any shareholder from liability to the association or to any other person arising out of contract or otherwise and not created by his being a shareholder or agreeing to become a shareholder in the association.

Common
share
dividends.

- (7) Dividends on the common shares of the association shall, subject to the provisions of clause I of schedule "A" to this Act, be paid at the rate of not more than six per centum per annum on the amount paid up thereon as may be fixed by the directors.

Distribution
of surplus.

- (8) The net profits or surplus of the association for any fiscal year after providing for payment of the non-cumulative dividends on the preference shares and for dividends equivalent to not exceeding six per centum per annum on the amount paid up on the common shares in the capital stock of the association and after setting aside such sum as the directors may determine for a reserve fund shall be divided among

the locals in proportion to their purchases or sales from, to, or through the association or shall be retained or applied by the association for the general advantage of the locals as may, from time to time, be determined by the delegates in meeting assembled.

Retention of
dividends,
etc., from
locals.

- (9) Notwithstanding anything herein contained the association from time to time may provide by by-law for the retention by the association of dividends on common shares held by a local and net profits or surplus payable to a local in accordance with the provisions of subsection 8 and the crediting thereof to the account of such local until an amount has so accumulated to the credit of such local as will equal the par value of one common share of the association multiplied by the number of members or shareholders or both of such local.

Application
of reten-
tions from
locals.

- (10) Any by-law enacted pursuant to the provisions of subsection 9 hereof may provide that whenever a sum has so accumulated to the credit of a local sufficient to pay in full for at least one common share of the association, the same shall be applied by the association in payment on behalf of such local of a common share or shares and so on from time to time until such amount shall have been applied by the association in payment on behalf of such local of such number of common shares of the association as are necessary in order to enable such local to hold one fully paid common share of the association for each member or shareholder or both of such local.

1931, c. 146
s. 7,
re-enacted.

5. Section 7 of the said Act is repealed and the following substituted therefor:

Voting at
meetings,
etc.

- 7.—(1) Each delegate shall be entitled to one vote in person or, if the by-laws so provide, by proxy at all meetings of the association and no holder of preferred or common shares shall, as such, be entitled to attend any meeting of the association or to receive notice thereof, but a copy of the annual report of the directors and of the balance sheet of the association shall be sent to each holder of preferred and common shares as soon as practicable after the close of each fiscal year of the association.

Term of
office of
delegates.

- (2) Delegates shall hold office only for the duration of the meeting of the association for which they have been elected or any adjournment thereof.

Annual
meeting.

- (3) The association shall hold an annual meeting to elect directors, receive the annual report of the directors and to appoint auditors at the head office of the association at such time in each year as may be fixed by the directors.

Other
meetings.

- (4) Meetings of the association may be held from time to time as may be provided by by-law and any action taken by the delegates at such meetings shall be valid and binding on the shareholders of the association.

Vacancies in
directorate.

- (5) The by-laws of the association may provide that vacancies in the board of directors may be filled from time to time by the remaining directors.

Expenses
and remun-
eration of
directors,
delegates,
etc.

- (6) The by-laws of the association may provide for the payment of the expenses of delegates in attending and returning from meetings of the association and for the assessment by the association on the locals of such expenses in such manner as may be determined by the directors. The by-laws may also provide for the payment of remuneration to the directors and officers of the association as well as their expenses in connection with its business.

1931, c. 146,
s. 8,
subs. 1,
re-enacted.

6. Subsection 1 of section 8 of the said Act is repealed and the following substituted therefor:

Powers of
directors as
to by-laws.

- (1) The directors shall have full power and authority to pass, vary and repeal by-laws not contrary to law nor inconsistent with this Act providing for and regulating the election of directors, the calling, holding and adjournment of and procedure at meetings of directors and delegates, the quorum thereat; the allotment of shares, the making of calls thereon, the payment thereof, the issue and registration of certificates for shares, the forfeiture of shares for non-payment, the disposal of forfeited shares and of the proceeds thereof; the appointment and remuneration of directors, officers and employees, and the dismissal of officers and employees; the creation and functions of executive committees; the making of contracts; the creation of reserves; and the conduct generally of the business and affairs of the association; and such by-laws shall, subject to subsection 2, be valid and binding on the association and its shareholders until the next annual meeting of the delegates, and if confirmed thereat shall continue to be valid and binding until varied or

repealed by the delegates at an annual meeting or at a special meeting called for the purpose.

1931, c. 146,
s. 9,
re-enacted. 7. Section 9 of the said Act is repealed and the following substituted therefor:

Acquisition
of United
Farmers
Co-operative
Company.

9. The association shall have power and capacity and is hereby authorized to acquire all or any of the assets and undertaking of The United Farmers Co-operative Company, Limited, incorporated under *The Companies Act* (Ontario) and of any subsidiary thereof; and for that purpose to enter into an agreement or agreements with the said company or subsidiary thereof providing for such purchase on such terms as may be set forth in the said agreement or agreements and, notwithstanding any provision of *The Companies Act* (Ontario), or of the by-laws of the said company, upon any such agreement or agreements being approved, either as proposed or as altered, modified or amended at the meeting, by the vote of two-thirds of the shareholders of the said company or such subsidiary as the case may be, present at a meeting duly called for considering the same, or represented thereat by a shareholder having the right to vote in their behalf under the by-laws of the said company or such subsidiary as the case may be, such agreement or agreements shall be legal, valid and binding upon the said company or subsidiary, as the case may be, and the shareholders thereof.

Rev. Stat.,
c. 218.

1931, c. 146,
s. 10,
amended. 8. Section 10 of the said Act is amended as follows:

- (a) By striking out the word "members" wherever the same occurs in clauses *c*, *d*, *h*, *o* and *r* and inserting in lieu thereof the words "shareholders and members or shareholders of locals or other persons."
- (b) By repealing clauses *a* and *p* of the said section.
- (c) By striking out the word "members" in clause *q* of the said section and inserting in lieu thereof the word "shareholders."
- (d) By repealing the first unlettered paragraph following clause *v* of the said section.

1931, c. 146,
s. 11, subs. 1
amended.

9. Subsection 1 of section 11 of the said Act is amended by striking out the words "from among its members" in the second line and by striking out the word "members" where it

occurs at the commencement of the tenth line and inserting in lieu thereof the word "shareholders."

1931, c. 146,
s. 13, subs. 1,
amended.

10.—(1) Section 13 of the said Act is amended by striking out the word "members" wherever the same occurs therein and inserting in lieu thereof the words "shareholders and members and shareholders of locals or other persons."

1931, c. 146,
s. 13, subs. 3,
amended.

(2) Subsection 3 of the said section 13 is amended by adding after the word "reserves" in the seventh line the words "or for dividends"

1931, c. 146,
section
added.

11. The said Act is further amended by adding thereto the following section:

Name of
association
changed.

13a. The name of the association is hereby changed to
"Farmers Co-operative Association of Ontario."

Commence-
ment of Act.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

(I) The holders of the preference shares shall be entitled in priority to the common shares to receive when, as and if declared by the directors, a fixed preferential non-cumulative dividend at the rate of 6% per annum on the capital for the time being paid up on the said preference shares payable as regards each year only out of the profits of such year available for dividends, but shall not be entitled to any further right to participate in profits.

(II) No dividend shall be declared or paid upon or set aside for the common shares in any fiscal year unless and until the non-cumulative dividend on all preference shares outstanding in respect of such fiscal year has been declared and paid or set aside for payment.

(III) In the event of the liquidation, dissolution or winding up of the association or other distribution of its assets among its shareholders for the purpose of winding up its affairs, the holders of the preference shares shall be entitled to receive from the assets and property of the association, \$5.00 per share, together with all declared and unpaid non-cumulative preferential dividends before any amount shall be paid or any property or assets of the association shall be distributed to the holders of common shares in respect of such common shares; and after payment to the holders of the preference shares of the amount so payable to them they shall not be entitled as such holders to share any further in the distribution of the property or assets of the association.

(IV) The association may at any time or times purchase (if obtainable) for cancellation the whole or any part of the preference shares outstanding from time to time in the market or by private contract at a price not exceeding \$5.00 per share plus all declared and unpaid non-cumulative preferential dividends thereon. From and after the date of purchase of any preference shares under the provisions in this paragraph contained the preference shares so purchased shall be deemed to be redeemed and shall be cancelled.

(V) Upon giving notice as hereinafter provided the association may redeem the whole or from time to time any part of the then outstanding preference shares on payment for each share to be redeemed of the par value thereof together with all declared and unpaid non-cumulative preferential dividends; in case a part only of the then outstanding preference shares is at any time to be redeemed the shares so to be redeemed shall be selected by lot or in such other equitable manner as shall from time to time be determined by the Directors; except in the case of preference shares purchased under the provisions of paragraph (IV) hereof the association shall give notice in writing to each person who at the date of giving such notice is the registered holder of preference shares to be redeemed of the intention to redeem preference shares held by such registered holder. Such notice shall be given by post in a prepaid letter addressed to the last address of each such holder of preference shares as it appears on the books of the association or in the event of the address of such holder not so appearing then to the last known address of such holder and mailed at least thirty days before the date specified for redemption; such notice shall set out the number of preference shares held by the person to whom it is addressed which are to be redeemed and the redemption price; such notice shall also set out the date on which redemption is to take place and on and after the date specified for redemption the association shall pay or cause to be paid the redemption price to the registered holder of the preference shares to be redeemed upon presentation and surrender at the head office of the association of the certificates for the preference shares so called for redemption and the certificates for such preference shares shall thereupon be cancelled and the redemption of the shares represented thereby shall thereupon be completed; if a part only of the shares represented by any certificate

be redeemed a new certificate for the balance shall be issued; and from and after the date specified for redemption in any such notice the preference shares called for redemption shall cease to be entitled to dividends and the holders thereof shall not be entitled to any rights in respect thereof except, however, that of receiving the redemption price unless payment of the redemption price shall not be made by the association on presentation and surrender of the certificates in accordance with the foregoing provisions in which case the rights of the holders shall remain unaffected; should the holders of any preference shares so called for redemption fail to present the certificates representing such shares within fifteen days after the date specified for redemption, the association shall have the right to deposit the redemption price of such shares to a special account in any chartered bank or trust company in Ontario to provide for the payment thereof without interest to the holders of such shares upon surrender of the certificates representing the same and upon such deposit such shares shall so far as liability of the association is concerned, be taken to be redeemed and cancelled; and after the association has made a deposit as aforesaid with respect to any shares the rights of the holders of such shares as against the association shall be limited to receiving the redemption price so deposited and such holders shall not be entitled to any participation in the profits or assets of the association or to exercise any rights as holders of such shares so redeemed and cancelled; any preference shares redeemed by the association shall not be reissued.

BILL

An Act respecting The United Farmers
Co-operative Association.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. OLIVER

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the United Farmers Co-operative Association.

MR. OLIVER

No. 7

1933

BILL

An Act respecting the United Farmers Co-operative Association.

Preamble.

WHEREAS United Farmers Co-operative Association has by its petition represented that it was incorporated by *The United Farmers Co-operative Association Act, 1931*, and that it is expedient to change the name of the said association to that of "Farmers Co-operative Association of Ontario" and to alter its constitution by providing that it shall have an authorized capital divided into preference and common shares with certain limited rights in respect thereof and further in respect of the matters hereinafter set forth, and by its said petition has prayed for the passing of an Act for the said purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Farmers Co-operative Association of Ontario Act, 1933*.

1931, c. 146,
s. 2, clauses
b and c,
re-enacted.

2.—(1) Clauses *b* and *c* of section 2 of *The United Farmers Co-operative Association Act, 1931*, are repealed and the following substituted therefor:

"Delegates."

(b) "Delegates" means the persons elected by the locals to represent them at a meeting of the Association.

"Local."

(c) "Local" means any company incorporated under the laws of the Dominion of Canada or the Province of Ontario for the purpose of carrying on business on co-operative principles as defined by Part XII of *The Companies Act* (Ontario) or on principles analogous thereto, or any company subject to the provisions of Part XII of *The Companies Act*, or any society or association formed for such purposes (including such societies and associations that may

Rev. Stat.,
c. 218.

be formed in accordance with the provisions of section 11 of this Act), provided that such company, society or association shall have such number of shareholders or members as may from time to time be determined by the by-laws of the association and shall become the holder of one or more common shares of the association.

(3) The said section 2 is further amended by adding thereto the following clause: ^{1931, c. 146, s. 2, amended.}

(c) "Meeting of the association" means a duly constituted meeting of the delegates. ^{"Meeting of the Association."}

3.—(1) Subsection 2 of section 5 of the said Act is amended by striking out the words "members of the Association by the" in the third line. ^{1931, c. 146, s. 5, subs. 2, amended.}

(2) The said section 5 is amended by adding thereto the following subsection: ^{1931, c. 146, s. 5, amended.}

(3) It shall not be necessary for a person to be a shareholder of the association in order to qualify him for the office of director. ^{Director need not be a shareholder.}

4. Section 6 of the said Act is repealed and the following substituted therefor: ^{1931, c. 146, s. 6, re-enacted.}

6.—(1) The association shall have an authorized capital of \$1,000,000 divided into 120,000 six per centum (6%) non-cumulative redeemable preference shares of the par value of \$5 each and 80,000 common shares of the par value of \$5 each. The said preference and common shares shall have the rights and be subject to the restrictions, limitations and conditions hereinafter set forth and as set forth in schedule "A" to this Act. ^{Capital of association.}

(2) The holders of preference or common shares or both as such shall have no voting rights but each local shall be entitled to elect one delegate to represent it at any meeting of the association and the by-laws of the association may provide for the election of additional delegates by locals on the basis of the number of members or shareholders or both of each local and on the basis of the volume of business done by each local with or through the association. ^{Voting rights.}

(3) The directors of the association may in connection with any issue of shares make provision for the adjustment of fractions of shares by such means as the directors may determine, including the issue of ^{Fractional shares.}

non-voting and non-dividend bearing fractional warrants exchangeable in amounts calling for one or more full shares for a certificate for such share or shares within such reasonable period as shall be determined by the directors.

Abolition of
fractional
warrant
rights.

- (4) The said fractional warrants may contain provisions for the limitation and extinguishment of the interests of the holders of such warrants after the lapse of such reasonable time as may be determined by the directors.

Common
shares not
transferable.

- (5) The common shares in the capital stock of the association shall not be transferable and may be issued only to a local, provided however that the by-laws of the association may provide for the transfer to a local of any common shares held by a local and forfeited by the directors for non-payment of calls thereon.

Share-
holders'
liability.

- (6) The liability of the shareholders of the association as such shall be limited to the amount, if any, from time to time unpaid in respect of the shares subscribed for or held by them and subject thereto no shareholder shall be liable for any debt, account, liability or default of the association or for any engagement, claim, payment, loss, injury, action, matter or thing whatsoever relating to or in connection with the association; provided that nothing herein contained shall be deemed to exempt or relieve any shareholder from liability to the association or to any other person arising out of contract or otherwise and not created by his being a shareholder or agreeing to become a shareholder in the association.

Common
share
dividends.

- (7) Dividends on the common shares of the association shall, subject to the provisions of clause I of schedule "A" to this Act, be paid at the rate of not more than six per centum per annum on the amount paid up thereon as may be fixed by the directors.

Distribution
of surplus.

- (8) The net profits or surplus of the association for any fiscal year after providing for payment of the non-cumulative dividends on the preference shares and for dividends equivalent to not exceeding six per centum per annum on the amount paid up on the common shares in the capital stock of the association and after setting aside such sum as the directors may determine for a reserve fund shall be divided among

the locals in proportion to their purchases or sales from, to, or through the association or shall be retained or applied by the association for the general advantage of the locals as may, from time to time, be determined by the delegates in meeting assembled.

- (9) Notwithstanding anything herein contained the association from time to time may provide by by-law for the retention by the association of dividends on common shares held by a local and net profits or surplus payable to a local in accordance with the provisions of subsection 8 and the crediting thereof to the account of such local until an amount has so accumulated to the credit of such local as will equal the par value of one common share of the association multiplied by the number of members or shareholders or both of such local.
- Retention of dividends, etc., from locals.

- (10) Any by-law enacted pursuant to the provisions of subsection 9 hereof may provide that whenever a sum has so accumulated to the credit of a local sufficient to pay in full for at least one common share of the association, the same shall be applied by the association in payment on behalf of such local of a common share or shares and so on from time to time until such amount shall have been applied by the association in payment on behalf of such local of such number of common shares of the association as are necessary in order to enable such local to hold one fully paid common share of the association for each member or shareholder or both of such local.
- Application of retentions from locals.

5. Section 7 of the said Act is repealed and the following substituted therefor:

1931, c. 146
s. 7,
re-enacted.

- 7.—(1) Each delegate shall be entitled to one vote in person or, if the by-laws so provide, by proxy at all meetings of the association and no holder of preferred or common shares shall, as such, be entitled to attend any meeting of the association or to receive notice thereof, but a copy of the annual report of the directors and of the balance sheet of the association shall be sent to each holder of preferred and common shares as soon as practicable after the close of each fiscal year of the association.
- Voting at meetings, etc.

- (2) Delegates shall hold office only for the duration of the meeting of the association for which they have been elected or any adjournment thereof.
- Term of office of delegates.

Annual
meeting

- (3) The association shall hold an annual meeting to elect directors, receive the annual report of the directors and to appoint auditors at the head office of the association at such time in each year as may be fixed by the directors.

Other
meetings.

- (4) Meetings of the association may be held from time to time as may be provided by by-law and any action taken by the delegates at such meetings shall be valid and binding on the shareholders of the association.

Vacancies in
directorate.

- (5) The by-laws of the association may provide that vacancies in the board of directors may be filled from time to time by the remaining directors.

Expenses
and remun-
eration of
directors,
delegates,
etc.

- (6) The by-laws of the association may provide for the payment of the expenses of delegates in attending and returning from meetings of the association and for the assessment by the association on the locals of such expenses in such manner as may be determined by the directors. The by-laws may also provide for the payment of remuneration to the directors and officers of the association as well as their expenses in connection with its business.

1931, c. 146,
s. 8,
subs. 1,
re-enacted.

6. Subsection 1 of section 8 of the said Act is repealed and the following substituted therefor:

Powers of
directors as
to by-laws.

- (1) The directors shall have full power and authority to pass, vary and repeal by-laws not contrary to law nor inconsistent with this Act providing for and regulating the election of directors, the calling, holding and adjournment of and procedure at meetings of directors and delegates, the quorum thereat; the allotment of shares, the making of calls thereon, the payment thereof, the issue and registration of certificates for shares, the forfeiture of shares for non-payment, the disposal of forfeited shares and of the proceeds thereof; the appointment and remuneration of directors, officers and employees, and the dismissal of officers and employees; the creation and functions of executive committees; the making of contracts; the creation of reserves; and the conduct generally of the business and affairs of the association; and such by-laws shall, subject to subsection 2, be valid and binding on the association and its shareholders until the next annual meeting of the delegates, and if confirmed thereat shall continue to be valid and binding until varied or

repealed by the delegates at an annual meeting or at a special meeting called for the purpose.

7. Section 9 of the said Act is repealed and the following substituted therefor: 1931, c. 146,
s. 9,
re-enacted.

9. The association shall have power and capacity and is hereby authorized to acquire all or any of the assets and undertaking of The United Farmers Co-operative Company, Limited, incorporated under *The Companies Act* (Ontario) and of any subsidiary thereof; and for that purpose to enter into an agreement or agreements with the said company or subsidiary thereof providing for such purchase on such terms as may be set forth in the said agreement or agreements and, notwithstanding any provision of *The Companies Act* (Ontario), or of the by-laws of the said company, upon any such agreement or agreements being approved, either as proposed or as altered, modified or amended at the meeting, by the vote of two-thirds of the shareholders of the said company or such subsidiary as the case may be, present at a meeting duly called for considering the same, or represented thereat by a shareholder having the right to vote in their behalf under the by-laws of the said company or such subsidiary as the case may be, such agreement or agreements shall be legal, valid and binding upon the said company or subsidiary, as the case may be, and the shareholders thereof. Acquisition
of United
Farmers
Co-operative
Company.

Rev. Stat.,
c. 218.

8. Section 10 of the said Act is amended as follows: 1931, c. 146,
s. 10,
amended.

- (a) By striking out the word "members" wherever the same occurs in clauses *c*, *d*, *h*, *o* and *r* and inserting in lieu thereof the words "shareholders and members or shareholders of locals or other persons."
- (b) By repealing clauses *a* and *p* of the said section.
- (c) By striking out the word "members" in clause *q* of the said section and inserting in lieu thereof the word "shareholders."
- (d) By repealing the first unlettered paragraph following clause *v* of the said section.

9. Subsection 1 of section 11 of the said Act is amended by striking out the words "from among its members" in the second line and by striking out the word "members" where it 1931, c. 146,
s. 11, subs. 1
amended.

occurs at the commencement of the tenth line and inserting in lieu thereof the word "shareholders."

1931, c. 146,
s. 13, subs. 1,
amended.

10.—(1) Section 13 of the said Act is amended by striking out the word "members" wherever the same occurs therein and inserting in lieu thereof the words "shareholders and members and shareholders of locals or other persons."

1931, c. 146,
s. 13, subs. 3,
amended.

(2) Subsection 3 of the said section 13 is amended by adding after the word "reserves" in the seventh line the words "or for dividends"

1931, c. 146,
section
added.

11. The said Act is further amended by adding thereto the following section:

Name of
association
changed.

13a. The name of the association is hereby changed to "Farmers Co-operative Association of Ontario."

Commence-
ment of Act.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

(I) The holders of the preference shares shall be entitled in priority to the common shares to receive when, as and if declared by the directors, a fixed preferential non-cumulative dividend at the rate of 6 % per annum on the capital for the time being paid up on the said preference shares payable as regards each year only out of the profits of such year available for dividends, but shall not be entitled to any further right to participate in profits.

(II) No dividend shall be declared or paid upon or set aside for the common shares in any fiscal year unless and until the non-cumulative dividend on all preference shares outstanding in respect of such fiscal year has been declared and paid or set aside for payment.

(III) In the event of the liquidation, dissolution or winding up of the association or other distribution of its assets among its shareholders for the purpose of winding up its affairs, the holders of the preference shares shall be entitled to receive from the assets and property of the association, \$5.00 per share, together with all declared and unpaid non-cumulative preferential dividends before any amount shall be paid or any property or assets of the association shall be distributed to the holders of common shares in respect of such common shares; and after payment to the holders of the preference shares of the amount so payable to them they shall not be entitled as such holders to share any further in the distribution of the property or assets of the association.

(IV) The association may at any time or times purchase (if obtainable) for cancellation the whole or any part of the preference shares outstanding from time to time in the market or by private contract at a price not exceeding \$5.00 per share plus all declared and unpaid non-cumulative preferential dividends thereon. From and after the date of purchase of any preference shares under the provisions in this paragraph contained the preference shares so purchased shall be deemed to be redeemed and shall be cancelled.

(V) Upon giving notice as hereinafter provided the association may redeem the whole or from time to time any part of the then outstanding preference shares on payment for each share to be redeemed of the par value thereof together with all declared and unpaid non-cumulative preferential dividends; in case a part only of the then outstanding preference shares is at any time to be redeemed the shares so to be redeemed shall be selected by lot or in such other equitable manner as shall from time to time be determined by the Directors; except in the case of preference shares purchased under the provisions of paragraph (IV) hereof the association shall give notice in writing to each person who at the date of giving such notice is the registered holder of preference shares to be redeemed of the intention to redeem preference shares held by such registered holder. Such notice shall be given by post in a prepaid letter addressed to the last address of each such holder of preference shares as it appears on the books of the association or in the event of the address of such holder not so appearing then to the last known address of such holder and mailed at least thirty days before the date specified for redemption; such notice shall set out the number of preference shares held by the person to whom it is addressed which are to be redeemed and the redemption price; such notice shall also set out the date on which redemption is to take place and on and after the date specified for redemption the association shall pay or cause to be paid the redemption price to the registered holder of the preference shares to be redeemed upon presentation and surrender at the head office of the association of the certificates for the preference shares so called for redemption and the certificates for such preference shares shall thereupon be cancelled and the redemption of the shares represented thereby shall thereupon be completed; if a part only of the shares represented by any certificate

be redeemed a new certificate for the balance shall be issued; and from and after the date specified for redemption in any such notice the preference shares called for redemption shall cease to be entitled to dividends and the holders thereof shall not be entitled to any rights in respect thereof except, however, that of receiving the redemption price unless payment of the redemption price shall not be made by the association on presentation and surrender of the certificates in accordance with the foregoing provisions in which case the rights of the holders shall remain unaffected; should the holders of any preference shares so called for redemption fail to present the certificates representing such shares within fifteen days after the date specified for redemption, the association shall have the right to deposit the redemption price of such shares to a special account in any chartered bank or trust company in Ontario to provide for the payment thereof without interest to the holders of such shares upon surrender of the certificates representing the same and upon such deposit such shares shall so far as liability of the association is concerned, be taken to be redeemed and cancelled; and after the association has made a deposit as aforesaid with respect to any shares the rights of the holders of such shares as against the association shall be limited to receiving the redemption price so deposited and such holders shall not be entitled to any participation in the profits or assets of the association or to exercise any rights as holders of such shares so redeemed and cancelled; any preference shares redeemed by the association shall not be reissued.

BILL

An Act respecting The United Farmers
Co-operative Association.

1st Reading

February 28th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. OLIVER

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to incorporate the Niagara Falls
General Hospital Trust.

MR. WILLSON (Niagara Falls)

(PRIVATE BILL)

BILL

An Act to incorporate the Niagara Falls General Hospital Trust.

Preamble.

WHEREAS by their petition Charles Norman Clendening, Eldridge T. Kellam, John Logan, Edwin H. Brown, Arthur Huntingford, Horace H. Beam, Robert Gay, David Alair, Valentine G. McLaughlin, and Clara Twidale, all of the city of Niagara Falls in the Province of Ontario, the trustees of the Niagara Falls General Hospital Trust, have represented that it is desirable to incorporate the said trust under the name of Niagara Falls General Hospital Trust for the purposes and with the powers hereinafter set forth and to transfer to such corporation the properties and assets of the said existing trust, including the lands hereinafter described, and the said petitioners have prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Niagara Falls General Hospital Trust Act, 1933*.

2. The persons hereinbefore named and their successors in office, with the mayor for the time being of the city of Niagara Falls, the reeve for the time being of the township of Stamford, the warden for the time being of the county of Welland, the president for the time being of the Women's Auxiliary of the hospital and one legally qualified medical practitioner of the said city, who shall annually be elected by the association formed by the legally qualified medical practitioners of the said city, are hereby constituted and shall be a corporation under the name of "Niagara Falls General Hospital Trust" (hereinafter called the corporation), for the purposes and with the powers herein mentioned.

Board of trustees.

3. The said Charles Norman Clendening, Eldridge T. Kellam, John Logan, Edwin H. Brown, Arthur Huntingford,

Horace H. Beam, Robert Gay, David Alair, Valentine G. McLaughlin, and Clara Twidale, and their successors in office, with the said mayor for the time being of the city of Niagara Falls, the reeve for the time being of the township of Stamford, the warden for the time being of the county of Welland, the president for the time being of the Women's Auxiliary of the hospital and one legally qualified medical practitioner from the said city, who shall annually be elected by the association formed by the legally qualified medical practitioners of the said city shall constitute the first board of trustees of the said corporation (hereinafter called the Board).

Vacancies.

4. Upon a vacancy occurring by death, resignation or otherwise in the office of any of the board, other than the said mayor, reeve, warden, president of the Women's Auxiliary and said medical practitioner, his successor shall be appointed by the said board.

Resolution to declare seat vacant.

5. The board may, by resolution passed by a two-thirds vote of the members present at a meeting duly called for that purpose, declare the seat of any member, other than the said mayor, reeve, warden, president of the Women's Auxiliary and the said medical practitioner to be vacant.

Membership of Board.

6. The board may, by by-law, increase or decrease the number of its members, and the board as it may from time to time be composed, if so increased or decreased in number, shall constitute the board for all purposes of this Act.

Officers of Board.

7. The board shall appoint annually, and at its first meeting in each year, one of its number to be president, who shall hold office for one year and until his successor is appointed, and may, from time to time, appoint one of its number to be vice-president, who shall, in the absence of the president, or in case his office is vacant, act in his place, and may also appoint one of its number to be secretary-treasurer.

Remuneration.

8. The services of the members of the board shall be given without remuneration, except for actual disbursements incurred in the affairs of the corporation and approved by the board.

Transfer of assets.

9. All properties, real and personal, and the undertaking and assets owned, held, possessed or enjoyed by the said existing Niagara Falls General Hospital Trust, including the lands described in Schedule "A" to this Act, are hereby vested in the corporation for its purposes, without the necessity of any other grant, conveyance, transfer, assignment, or vesting thereof, but subject to the provisions of this Act and

all obligations, debts, mortgages, charges and liabilities in any way affecting the same or any part thereof or in any way due or owing by or from the said existing trust as now in operation or constituted.

Powers
of new
corporation.

10. The corporation shall have full power to continue and carry on the hospital now established and being carried on, upon the lands mentioned in Schedule "A" hereto and to carry on other hospitals and other similar institutions and undertakings and to do all things necessary, incidental or usual thereto, or in connection therewith and to acquire any land for such purposes.

Objects.

11. The purposes of the corporation, so far as it may be possible, shall be to carry on the said hospital and all other hospitals, sanatoria or other similar institutions which it may establish, undertake or carry on in perpetuity for the benefit and advantage of the inhabitants of the city of Niagara Falls.

Donations
and gifts to
hospital.

12. For the purposes of the corporation, the board may in its discretion, receive or take in the name of the corporation, from any person or body corporate, by grant, gift, devise or otherwise, any land or interest in land or any goods, chattels or affects for the use, support or purposes of the corporation, and without license in mortmain, and in their discretion may sell or dispose of same.

Power to
sell and
dispose of
proceeds.

13. The board may, from time to time, sell and dispose of any of the real and personal properties of the corporation which no longer may be necessary for its purposes; provided that the proceeds derived from any such sale or disposal shall be held and applied for the purposes of the said corporation.

Power
to borrow
money and
security
for same.

14. The board may, by by-law passed by a two-thirds vote of the members present at a meeting duly called for that purpose, borrow money from time to time for the purposes of the corporation, such sums as may, in their opinion, be required for such purposes and may charge, hypothecate, mortgage or pledge any or all of the real and personal property and assets of the corporation to secure any money so borrowed or any debt or liability of the corporation, and may execute mortgages or any other form of security for such moneys as may be borrowed or owing.

Investments.
Rev. Stat.,
c. 150.

15. The board may invest in such securities as are provided for in *The Trustee Act* all moneys that may at any time come into its hands for the use and support of the corporation, or may deposit the same in any chartered bank.

Authority
of Board.

16. The powers of the corporation shall be vested in and exercised by the board, and without restricting the generality of the foregoing, the board shall appoint such officers, superintendents, matrons, medical and surgical staff, nurses, employees, servants and agents, as it may from time to time require, or deem necessary, and shall have the control, management, government and disposition of the hospital, institutions and other properties and work established or carried on by the corporation, and subject to the provisions of this Act, of all its properties, endowments, funds, assets, income, revenue and expenditures, and the board shall have power to pass by-laws, resolutions, rules and regulations touching or respecting any and all the said powers and matters and fixing the salaries, wages, fees and emoluments of all persons appointed by or under the jurisdiction of the board and also in respect of all matters pertaining to the business, meetings, and transactions of the board, and for fixing the quorum necessary for its meetings, and the board may act by such committees of or appointed by the board as it may deem proper to appoint.

Authority
of superin-
tendent,
etc.

17. The superintendent of the hospital and such other of its officers to whom the board may from time to time delegate the power, may, subject to the approval of the board, make regulations for the direction of the nurses, employees, and servants in regard to their duties and for the conduct and discipline of all patients at or in the hospital or other institutions, and of all visitors thereto, and for the internal conduct and management thereof.

Property of
hospital not
liable to
expropriation
by
municipal
or other
corporation.

18. No real property or interest therein vested in the corporation and used for its purposes shall be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking lands compulsorily for any purpose whatsoever; and no power to expropriate real property hereafter conferred on any such corporation or person shall extend to any such real property or interest unless in the Act conferring the power it is made in express terms to apply to such real property. Provided that this section shall not apply to any land of the corporation which is required for the purpose of widening or extending any highway.

Affiliation
with training
school and
erection of
residences,
etc.

Rev. Stat.,
c. 360.

19. Without limiting the general powers hereinbefore conferred, but subject to the provisions of *The Registration of Nurses Act*, the corporation may affiliate with any established training school for nurses for the training of any nurses in the employ of the board and the board may erect, equip and maintain residences for nurses, superintendents, resident physicians and surgeons of the corporation or other institu-

tions of the corporation, and also all other buildings which may be requisite, upon such sites as the board may deem proper.

Establishment of training school and home for nurses.

Rev. Stat., c. 360.

20. Subject to the provisions of *The Registration of Nurses Act* the board may establish and maintain in connection with the hospital, a training school for nurses whereby nurses may receive a thorough training and be given a diploma upon completing the curriculum and passing the medical and nursing examinations required, and may also establish and maintain a home for nurses whereby nurses who have been properly trained may be supplied to private families in the city of Niagara Falls or elsewhere.

Admission of patients and payment for same.

1931, c. 78.

21. Subject to the provisions of *The Public Hospitals Act, 1931*, the board may admit patients at such rates as may from time to time be prescribed by the board and in respect of all patients, the board may by by-law or resolution make such regulations and impose such restrictions as to the board may seem proper.

Commencement of Act.

22. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

The lands registered in the name of Niagara Falls General Hospital Trust by deed dated the 30th day of December, 1904, and registered in the Registry Office for the Registry Division of the County of Welland, on the 8th day of February, 1905, as No. 766, for the City of Niagara Falls. The said lands are described as follows: In the City (formerly the Town) of Niagara Falls, in the County of Welland, and being composed of Lots Numbers Fifty-five to Sixty-five inclusive, and Lots Seventy-three to Eighty-three inclusive, according to Plan No. 33, registered for the Town of Niagara Falls, together with the lane or alleyway described as follows: Commencing at the north-west angle of said Lot No. 65; Thence southerly in a straight line to the south-west angle of said Lot No. 55; Thence westerly to the south-east angle of said Lot No. 83; Thence northerly in a straight line to the north-east angle of said Lot No. 75; Thence easterly along Jepson Street to the place of beginning, all according to a map or plan made for the Niagara Falls Land Company, Limited, registered in the Registry Office for the County of Welland, as No. 33.

BILL

An Act to incorporate the Niagara Falls
General Hospital Trust.

1st Reading

2nd Reading

3rd Reading

MR. WILSON (Niagara Falls)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to incorporate the Niagara Falls
General Hospital Trust.

MR. WILLSON (Niagara Falls)

No. 9

1933

BILL

An Act to incorporate the Niagara Falls General Hospital Trust.

Preamble.

WHEREAS by their petition Charles Norman Clendening, Eldridge T. Kellam, John Logan, Edwin H. Brown, Arthur Huntingford, Horace H. Beam, Robert Gay, David Alair, Valentine G. McLaughlin, and Clara Twidale, all of the city of Niagara Falls in the Province of Ontario, the trustees of the Niagara Falls General Hospital Trust, have represented that it is desirable to incorporate the said trust under the name of Niagara Falls General Hospital Trust for the purposes and with the powers hereinafter set forth and to transfer to such corporation the properties and assets of the said existing trust, including the lands hereinafter described, and the said petitioners have prayed that an Act may be passed for such purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Niagara Falls General Hospital Trust Act, 1933*.

2. The persons hereinbefore named and their successors in office, with the mayor for the time being of the city of Niagara Falls, the reeve for the time being of the township of Stamford, the warden for the time being of the county of Welland, the president for the time being of the Women's Auxiliary of the hospital and one legally qualified medical practitioner of the said city, who shall annually be elected by the association formed by the legally qualified medical practitioners of the said city, are hereby constituted and shall be a corporation under the name of "Niagara Falls General Hospital Trust" (hereinafter called the corporation), for the purposes and with the powers herein mentioned.

Board of trustees.

3. The said Charles Norman Clendening, Eldridge T. Kellam, John Logan, Edwin H. Brown, Arthur Huntingford,

Horace H. Beam, Robert Gay, David Alair, Valentine G. McLaughlin, and Clara Twidale, and their successors in office, with the said mayor for the time being of the city of Niagara Falls, the reeve for the time being of the township of Stamford, the warden for the time being of the county of Welland, the president for the time being of the Women's Auxiliary of the hospital and one legally qualified medical practitioner from the said city, who shall annually be elected by the association formed by the legally qualified medical practitioners of the said city shall constitute the first board of trustees of the said corporation (hereinafter called the Board).

4. Upon a vacancy occurring by death, resignation or ^{Vacancies.} otherwise in the office of any of the board, other than the said mayor, reeve, warden, president of the Women's Auxiliary and said medical practitioner, his successor shall be appointed by the said board.

5. The board may, by resolution passed by a two-thirds ^{Resolution to declare seat vacant.} vote of the members present at a meeting duly called for that purpose, declare the seat of any member, other than the said mayor, reeve, warden, president of the Women's Auxiliary and the said medical practitioner to be vacant.

6. The board may, by by-law, increase or decrease the ^{Membership of Board.} number of its members, and the board as it may from time to time be composed, if so increased or decreased in number, shall constitute the board for all purposes of this Act.

7. The board shall appoint annually, and at its first ^{Officers of Board.} meeting in each year, one of its number to be president, who shall hold office for one year and until his successor is appointed, and may, from time to time, appoint one of its number to be vice-president, who shall, in the absence of the president, or in case his office is vacant, act in his place, and may also appoint one of its number to be secretary-treasurer.

8. The services of the members of the board shall be given ^{Remuneration.} without remuneration, except for actual disbursements incurred in the affairs of the corporation and approved by the board.

9. All properties, real and personal, and the undertaking ^{Transfer of assets.} and assets owned, held, possessed or enjoyed by the said existing Niagara Falls General Hospital Trust, including the lands described in Schedule "A" to this Act, are hereby vested in the corporation for its purposes, without the necessity of any other grant, conveyance, transfer, assignment, or vesting thereof, but subject to the provisions of this Act and

all obligations, debts, mortgages, charges and liabilities in any way affecting the same or any part thereof or in any way due or owing by or from the said existing trust as now in operation or constituted.

Powers
of new
corporation.

10. The corporation shall have full power to continue and carry on the hospital now established and being carried on, upon the lands mentioned in Schedule "A" hereto and to carry on other hospitals and other similar institutions and undertakings and to do all things necessary, incidental or usual thereto, or in connection therewith and to acquire any land for such purposes.

Objects.

11. The purposes of the corporation, so far as it may be possible, shall be to carry on the said hospital and all other hospitals, sanatoria or other similar institutions which it may establish, undertake or carry on in perpetuity for the benefit and advantage of the inhabitants of the city of Niagara Falls.

Donations
and gifts to
hospital.

12. For the purposes of the corporation, the board may in its discretion, receive or take in the name of the corporation, from any person or body corporate, by grant, gift, devise or otherwise, any land or interest in land or any goods, chattels or affects for the use, support or purposes of the corporation, and without license in mortmain, and in their discretion may sell or dispose of same.

Power to
sell and
dispose of
proceeds.

13. The board may, from time to time, sell and dispose of any of the real and personal properties of the corporation which no longer may be necessary for its purposes; provided that the proceeds derived from any such sale or disposal shall be held and applied for the purposes of the said corporation.

Power
to borrow
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14. The board may, by by-law passed by a two-thirds vote of the members present at a meeting duly called for that purpose, borrow money from time to time for the purposes of the corporation, such sums as may, in their opinion, be required for such purposes and may charge, hypothecate, mortgage or pledge any or all of the real and personal property and assets of the corporation to secure any money so borrowed or any debt or liability of the corporation, and may execute mortgages or any other form of security for such moneys as may be borrowed or owing.

Investments.
Rev. Stat.,
c. 150.

15. The board may invest in such securities as are provided for in *The Trustee Act* all moneys that may at any time come into its hands for the use and support of the corporation, or may deposit the same in any chartered bank.

16. The powers of the corporation shall be vested in and exercised by the board, and without restricting the generality of the foregoing, the board shall appoint such officers, superintendents, matrons, medical and surgical staff, nurses, employees, servants and agents, as it may from time to time require, or deem necessary, and shall have the control, management, government and disposition of the hospital, institutions and other properties and work established or carried on by the corporation, and subject to the provisions of this Act, of all its properties, endowments, funds, assets, income, revenue and expenditures, and the board shall have power to pass by-laws, resolutions, rules and regulations touching or respecting any and all the said powers and matters and fixing the salaries, wages, fees and emoluments of all persons appointed by or under the jurisdiction of the board and also in respect of all matters pertaining to the business, meetings, and transactions of the board, and for fixing the quorum necessary for its meetings, and the board may act by such committees of or appointed by the board as it may deem proper to appoint.

Authority
of Board.

17. The superintendent of the hospital and such other of its officers to whom the board may from time to time delegate the power, may, subject to the approval of the board, make regulations for the direction of the nurses, employees, and servants in regard to their duties and for the conduct and discipline of all patients at or in the hospital or other institutions, and of all visitors thereto, and for the internal conduct and management thereof.

Authority
of superin-
tendent,
etc.

18. No real property or interest therein vested in the corporation and used for its purposes shall be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking lands compulsorily for any purpose whatsoever; and no power to expropriate real property hereafter conferred on any such corporation or person shall extend to any such real property or interest unless in the Act conferring the power it is made in express terms to apply to such real property. Provided that this section shall not apply to any land of the corporation which is required for the purpose of widening or extending any highway.

Property of
hospital not
liable to
expropriation
by
municipal
or other
corporation.

19. Without limiting the general powers hereinbefore conferred, but subject to the provisions of *The Registration of Nurses Act*, the corporation may affiliate with any established training school for nurses for the training of any nurses in the employ of the board and the board may erect, equip and maintain residences for nurses, superintendents, resident physicians and surgeons of the corporation or other institu-

Affiliation
with training
school and
erection of
residences,
etc.

Rev. Stat.,
c. 360.

tions of the corporation, and also all other buildings which may be requisite, upon such sites as the board may deem proper.

Establishment of training school and home for nurses.

Rev. Stat., c. 360.

20. Subject to the provisions of *The Registration of Nurses Act* the board may establish and maintain in connection with the hospital, a training school for nurses whereby nurses may receive a thorough training and be given a diploma upon completing the curriculum and passing the medical and nursing examinations required, and may also establish and maintain a home for nurses whereby nurses who have been properly trained may be supplied to private families in the city of Niagara Falls or elsewhere.

Admission of patients and payment for same.

1931, c. 78.

21. Subject to the provisions of *The Public Hospitals Act, 1931*, the board may admit patients at such rates as may from time to time be prescribed by the board and in respect of all patients, the board may by by-law or resolution make such regulations and impose such restrictions as to the board may seem proper.

Commencement of Act.

22. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

The lands registered in the name of Niagara Falls General Hospital Trust by deed dated the 30th day of December, 1904, and registered in the Registry Office for the Registry Division of the County of Welland, on the 8th day of February, 1905, as No. 766, for the City of Niagara Falls. The said lands are described as follows: In the City (formerly the Town) of Niagara Falls, in the County of Welland, and being composed of Lots Numbers Fifty-five to Sixty-five inclusive, and Lots Seventy-three to Eighty-three inclusive, according to Plan No. 33, registered for the Town of Niagara Falls, together with the lane or alleyway described as follows: Commencing at the north-west angle of said Lot No. 65; Thence southerly in a straight line to the south-west angle of said Lot No. 55; Thence westerly to the south-east angle of said Lot No. 83; Thence northerly in a straight line to the north-east angle of said Lot No. 75; Thence easterly along Jepson Street to the place of beginning, all according to a map or plan made for the Niagara Falls Land Company, Limited, registered in the Registry Office for the County of Welland, as No. 33.

BILL

An Act to incorporate the Niagara Falls
General Hospital Trust.

1st Reading

February 28th, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. WILSON (Niagara Falls)

No. 11

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Niagara.

MR. GRAVES

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Town of Niagara.

Preamble.

WHEREAS the corporation of the town of Niagara has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Niagara Act, 1933*.

Special
assessment
roll for
certain local
improve-
ments,
confirmed.

2. The special assessment roll with respect to the works mentioned in schedule "A" hereto, prepared pursuant to the instructions of the council of the corporation of the town of Niagara as reviewed and corrected by the court of revision at a sitting thereof held on the 13th day of September, 1932, and the assessments contained in the said special assessment roll as confirmed by the said court of revision, are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Proceedings
as to the
works con-
firmed.

3. Each of the works mentioned in schedule "A" hereto shall conclusively be deemed to have been initiated, authorized, undertaken and constructed under and in full compliance with the provisions of *The Local Improvement Act*.

Rev. Stat.,
c. 235.

By-law No.
1005 and
debentures
confirmed.

4. By-law number 1005 of the said corporation, passed on the 30th day of January, 1933, authorizing the borrowing of \$4,500 by the issue of debentures to defray the cost of the works mentioned in schedule "A" hereto, and all debentures issued or to be issued under the said by-law, are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 985
confirmed.

5.—(1) By-law number 985 and all resolutions of the council of the said corporation passed in pursuance thereof, authorizing temporary borrowings of money for the purposes of the said works, are hereby ratified and declared to be legal, valid

and binding upon the said corporation and the ratepayers thereof.

Notes
given for
certain loans
validated.

(2) All promissory notes given or to be given by the said corporation in respect of moneys borrowed or to be borrowed under the said by-law number 985, and resolutions pursuant thereto, are and shall be legal, valid and binding obligations of the said corporation and the ratepayers thereof.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

Nature of Work	Street	From	To
An 18-inch sewer.....	Front	An existing stone sewer about 185 feet southerly from the centre line of Victoria Street, northerly.....	Gate Street
A 10-inch sewer.....	Front	Gate Street northerly.....	An existing private sewer, approximately 138 feet northerly from Gate Street
A 15-inch sewer.....	Gate	Front Street.....	Prideaux Street
A 12-inch sewer.....	Prideaux	Gate Street.....	Simcoe Street
A 10-inch sewer.....	Simcoe	Prideaux.....	Queen



BILL

An Act respecting the Town of Niagara.

1st Reading

2nd Reading

3rd Reading

MR. GRAVES

(*Private Bill*)

No. 11

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Niagara.

MR. GRAVES

No. 11

1933

BILL

An Act respecting the Town of Niagara.

Preamble.

WHEREAS the corporation of the town of Niagara has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

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Short title.

1. This Act may be cited as *The Town of Niagara Act, 1933*.

Special
assessment
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ments,
confirmed.

2. The special assessment roll with respect to the works mentioned in schedule "A" hereto, prepared pursuant to the instructions of the council of the corporation of the town of Niagara as reviewed and corrected by the court of revision at a sitting thereof held on the 13th day of September, 1932, and the assessments contained in the said special assessment roll as confirmed by the said court of revision, are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Proceedings
as to the
works con-
firmed.

3. Each of the works mentioned in schedule "A" hereto shall conclusively be deemed to have been initiated, authorized, undertaken and constructed under and in full compliance with the provisions of *The Local Improvement Act*.

Rev. Stat.,
c. 235.

By-law No.
1005 and
debentures
confirmed.

4. By-law number 1005 of the said corporation, passed on the 30th day of January, 1933, authorizing the borrowing of \$4,500 by the issue of debentures to defray the cost of the works mentioned in schedule "A" hereto, and all debentures issued or to be issued under the said by-law, are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 985
confirmed.

5.—(1) By-law number 985 and all resolutions of the council of the said corporation passed in pursuance thereof, authorizing temporary borrowings of money for the purposes of the said works, are hereby ratified and declared to be legal, valid

and binding upon the said corporation and the ratepayers thereof.

(2) All promissory notes given or to be given by the said corporation in respect of moneys borrowed or to be borrowed under the said by-law number 985, and resolutions pursuant thereto, are and shall be legal, valid and binding obligations of the said corporation and the ratepayers thereof. Notes given for certain loans validated.

6. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

SCHEDULE "A"

Nature of Work	Street	From	To
An 18-inch sewer	Front	An existing stone sewer about 185 feet southerly from the centre line of Victoria Street, northerly	Gate Street
A 10-inch sewer	Front	Gate Street northerly	An existing private sewer, approximately 138 feet northerly from Gate Street
A 15-inch sewer	Gate	Front Street	Prideaux Street
A 12-inch sewer	Prideaux	Gate Street	Simcoe Street
A 10-inch sewer	Simcoe	Prideaux	Queen

BILL

An Act respecting the Town of Niagara.

1st Reading

March 7th, 1933

2nd Reading

March 22nd, 1933

3rd Reading

March 29th, 1933

MR. GRAVES

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Windsor.

MR. WILSON (Windsor)

(PRIVATE BILL)

No. 12

1933

BILL

An Act respecting the City of Windsor.

Preamble.

WHEREAS the corporation of the city of Windsor, to remove legal doubts as to the validity of its by-law number 3780, respecting the Detroit and Windsor Subway Company, and a certain franchise given to the said company under the terms of the said by-law and agreement entered into pursuant thereto, has, by its petition, prayed for special legislation in respect of the said matters; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act, 1933*.

By-law
No. 3780 and
agreement
confirmed.

2. By-law number 3780, being a by-law respecting the Detroit and Windsor Subway Company, passed on the 4th day of August, 1927, by the corporation of the city of Windsor, and the agreement entered into pursuant thereto, dated the 24th day of April, 1928, between the Detroit and Windsor Subway Company and the corporation of the city of Windsor, are hereby ratified and confirmed, and declared to be legal, valid and binding upon the corporation of the city of Windsor and the ratepayers thereof, and upon the Detroit and Windsor Subway Company, the provisions of *The Municipal Franchises Act* and amendments thereto and of any general or special Act to the contrary notwithstanding.

Rev. Stat.
c. 240.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Windsor.

1st Reading

2nd Reading

3rd Reading

MR. WILSON (Windsor)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Windsor.

MR. WILSON (Windsor)

No. 12

1933

BILL

An Act respecting the City of Windsor.

Preamble.

WHEREAS the corporation of the city of Windsor, to remove legal doubts as to the validity of its by-law number 3780, respecting the Detroit and Windsor Subway Company, and a certain franchise given to the said company under the terms of the said by-law and agreement entered into pursuant thereto, has, by its petition, prayed for special legislation in respect of the said matters; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act, 1933*.

By-law
No. 3780 and
agreement
confirmed.

2. By-law number 3780, being a by-law respecting the Detroit and Windsor Subway Company, passed on the 4th day of August, 1927, by the corporation of the city of Windsor, and the agreement entered into pursuant thereto, dated the 24th day of April, 1928, between the Detroit and Windsor Subway Company and the corporation of the city of Windsor, are hereby ratified and confirmed, and declared to be legal, valid and binding upon the corporation of the city of Windsor and the ratepayers thereof, and upon the Detroit and Windsor Subway Company, the provisions of *The Municipal Franchises Act* and amendments thereto and of any general or special Act to the contrary notwithstanding.

Rev. Stat.
c. 240.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Windsor.

1st Reading

February 21st, 1933

2nd Reading

March 24th, 1933

3rd Reading

March 29th, 1933

MR. WILSON (Windsor)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Windsor, Essex and Lake Shore
Electric Railway Association.

MR. SMITH (Essex South)

(PRIVATE BILL)

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

Preamble.

WHEREAS the Windsor, Essex and Lake Shore Electric Railway Association, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is desirable to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Windsor, Essex and Lake Shore Railway Act, 1933*.

Stay of
actions
against
municipalities.

2.—(1) No action or other proceeding shall be commenced or continued without leave of the Ontario Municipal Board being first obtained, against any of the municipalities, parties to the agreement set forth in schedule "A" to *The Windsor, Essex and Lake Shore Rapid Railway Act, 1928* and amendment thereto in connection with the Windsor, Essex and Lake Shore Rapid Railway or the said Association or any bond, debenture, debt, obligation, mortgage or contract of the said Association or of the said municipalities issued with respect to the said railway or for the recovery or payment of any moneys which may be due, owing or payable by such municipalities under any obligation, joint or several, in respect of which it is or may be held liable under the provisions of any statute or by-law relating to the said railway or under the provisions of the said agreement or otherwise in any manner whatsoever in relation to the said railway.

Suspension
of operation
of statutes of
limitation.

(2) Where the commencement or continuance of any action or proceeding is prevented or stayed under this section, the time during which such prevention or stay continues shall not be computed for the purposes of any statute or law of limitations until leave of the said board to commence or continue such action or proceeding is obtained by the person having the right of action or to take any proceeding shall upon the

removal of the prevention or stay, have the same length of time within which to take action or proceed as the case may be, as he had when such prevention or stay came into operation; provided that this subsection shall not apply unless application is made to the said board for approval of the continuance, or commencement of any such suit, action or proceeding, within the time so limited as aforesaid by statute or law of limitations and such approval is refused.

Committee
of inquiry.

3.—(1) The said Association may appoint a Committee of Inquiry to be composed of three persons, who shall be either members of the said Association or of the councils of the said municipalities, to inquire into the affairs of the said railway and of the said Association for the purpose of evolving a plan for the payment of the obligations of the said railway and Association, and the said committee upon completion of its inquiries shall report thereon to the said Association and to the council of each of the said municipalities.

Limitation
as to
expense.

(2) The said committee shall not in the performance of its duties make any expenditures or incur any liabilities without first obtaining the sanction of the councils of not less than two-thirds of the said municipalities, and then only to the extent of any such sanction.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

1st Reading

2nd Reading

3rd Reading

MR. SMITH (Essex South)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Windsor, Essex and Lake Shore
Electric Railway Association.

MR. SMITH (Essex South)

(PRIVATE BILL)

No. 13

1933

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

Preamble.

WHEREAS the Windsor, Essex and Lake Shore Electric Railway Association, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is desirable to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Windsor, Essex and Lake Shore Railway Act, 1933*.

Stay of
actions
against
municipalities.

2.—(1) No action or other proceeding shall be commenced or continued without leave of the Ontario Municipal Board being first obtained, against any of the municipalities, parties to the agreement set forth in schedule "A" to *The Windsor, Essex and Lake Shore Rapid Railway Act, 1928* and amendment thereto in connection with the Windsor, Essex and Lake Shore Rapid Railway or the said Association or any bond, debenture, debt, obligation, mortgage or contract of the said Association or of the said municipalities issued with respect to the said railway or for the recovery or payment of any moneys which may be due, owing or payable by such municipalities under any obligation, joint or several, in respect of which it is or may be held liable under the provisions of any statute or by-law relating to the said railway or under the provisions of the said agreement or otherwise in any manner whatsoever in relation to the said railway.

Suspension
of operation
of statutes of
limitation.

(2) Where the commencement or continuance of any action or proceeding is prevented or stayed under this section, the time during which such prevention or stay continues shall not be computed for the purposes of any statute or law of limitations until leave of the said board to commence or continue such action or proceeding is obtained by the person having the right of action or to take any proceeding shall upon the

removal of the prevention or stay, have the same length of time within which to take action or proceed as the case may be, as he had when such prevention or stay came into operation; provided that this subsection shall not apply unless application is made to the said board for approval of the continuance, or commencement of any such suit, action or proceeding, within the time so limited as aforesaid by statute or law of limitations and such approval is refused.

Committee
of inquiry.

3.—(1) The said Association may appoint a Committee of Inquiry to be composed of three persons, who shall be either members of the said Association or of the councils of the said municipalities, to inquire into the affairs of the said railway and of the said Association for the purpose of evolving a plan for the payment of the obligations of the said railway and Association, and the said committee upon completion of its inquiries shall report thereon to the said Association and to the council of each of the said municipalities.

Limitation
as to
expense.

(2) The said committee shall not in the performance of its duties make any expenditures or incur any liabilities without first obtaining the sanction of the councils of not less than two-thirds of the said municipalities, and then only to the extent of any such sanction.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent, and shall have effect until the expiration of thirty days after the next session of the Legislature is prorogued.

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. SMITH (Essex South)

(Reprinted as amended by the Private Bills Committee)

No. 13

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Windsor, Essex and Lake Shore
Electric Railway Association.

MR. SMITH (Essex South)

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

Preamble.

WHEREAS the Windsor, Essex and Lake Shore Electric Railway Association, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is desirable to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Windsor, Essex and Lake Shore Railway Act, 1933*.

Stay of actions against municipalities.

2.—(1) No action or other proceeding shall be commenced or continued without leave of the Ontario Municipal Board being first obtained, against any of the municipalities, parties to the agreement set forth in schedule "A" to *The Windsor, Essex and Lake Shore Rapid Railway Act, 1928* and amendment thereto in connection with the Windsor, Essex and Lake Shore Rapid Railway or the said Association or any bond, debenture, debt, obligation, mortgage or contract of the said Association or of the said municipalities issued with respect to the said railway or for the recovery or payment of any moneys which may be due, owing or payable by such municipalities under any obligation, joint or several, in respect of which it is or may be held liable under the provisions of any statute or by-law relating to the said railway or under the provisions of the said agreement or otherwise in any manner whatsoever in relation to the said railway.

Suspension of operation of statutes of limitation.

(2) Where the commencement or continuance of any action or proceeding is prevented or stayed under this section, the time during which such prevention or stay continues shall not be computed for the purposes of any statute or law of limitations until leave of the said board to commence or continue such action or proceeding is obtained by the person having the right of action or to take any proceeding shall upon the

removal of the prevention or stay, have the same length of time within which to take action or proceed as the case may be, as he had when such prevention or stay came into operation; provided that this subsection shall not apply unless application is made to the said board for approval of the continuance, or commencement of any such suit, action or proceeding, within the time so limited as aforesaid by statute or law of limitations and such approval is refused.

3.—(1) The said Association may appoint a Committee of Inquiry to be composed of three persons, who shall be either members of the said Association or of the councils of the said municipalities, to inquire into the affairs of the said railway and of the said Association for the purpose of evolving a plan for the payment of the obligations of the said railway and Association, and the said committee upon completion of its inquiries shall report thereon to the said Association and to the council of each of the said municipalities. ^{Committee of inquiry.}

(2) The said committee shall not in the performance of its duties make any expenditures or incur any liabilities without first obtaining the sanction of the councils of not less than two-thirds of the said municipalities, and then only to the extent of any such sanction. ^{Limitation as to expense.}

4. This Act shall come into force on the day upon which it receives the Royal Assent, and shall have effect until the expiration of thirty days after the next session of the Legislature is prorogued. ^{Commencement of Act.}

BILL

An Act respecting the Windsor, Essex and Lake Shore Electric Railway Association.

1st Reading

February 28th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. SMITH (Essex South)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Essex Border Utilities Commission.

MR. WILSON (Windsor)

(PRIVATE BILL)

No. 14

1933

BILL

An Act respecting the Essex Border Utilities Commission.

Preamble.

WHEREAS the Essex Border Utilities Commission has by its petition represented that circumstances warrant that with certain exceptions the township of Sandwich South be excluded from the provisions of the Acts relating to the said Commission; and that owing to a certain number of the municipalities which are within the purview of the said Acts having been declared to be subject to the provisions of Part VI of *The Ontario Municipal Board Act, 1932*, it is necessary that the said commission shall also be made subject to the provisions thereof; and the said commission has by its petition prayed that an Act may be passed for the above-mentioned purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Essex Border Utilities Commission Act, 1933*.

Withdrawal of township of Sandwich South.

1929, c. 98.

2. The provisions of *The Consolidated Essex Border Utilities Act, 1929*, and the amendments thereto, which for the purposes thereof constitute the township of Sandwich South as one of the Essex Border municipalities within the meaning of the said Acts shall not apply to the said township from and after the 1st day of May, 1933, and, without restricting the generality of the foregoing, the said township shall not in any way or to any extent be liable for any part of the expenses, costs, charges, obligations or liabilities of the said commission whether incurred prior or subsequent to the said date, except for the special levies yet to be made or imposed to meet the share of the said township in respect of the debentures issued in respect of the watermain extension constructed under by-laws numbers 67 and 82 of the said commission.

Application for reconsideration.

3. Nothing in this Act contained shall take away from the said township the right of application to the commission for

reconsideration of its share of the said debenture liabilities as provided in section 20 of the said Act.

Sandwich
South to
contribute
to certain
debentures.

4. The said township shall in the year 1933 and in each succeeding year thereafter during the term of the said debentures issued under the provisions of said by-laws numbers 67 and 82, or during the term of any debentures issued in substitution therefor, impose, levy and collect its share of the special rates necessary to pay the same with interest thereon, subject to adjustment, if any, under section 20 of said Act and pay the amounts so levied to the said commission.

Agreement
confirmed.

5. The agreement between the said township and the said commission dated the 1st day of February, 1933, providing the terms upon which the said township shall cease to be one of the Essex Border municipalities is hereby declared to be legal, valid and binding upon the parties thereto.

Application
of Part VI of
1932, c. 27.

6.—(1) Subject as hereinafter provided Part VI of *The Ontario Municipal Board Act, 1932*, shall apply and from and after the 1st day of February, 1933, shall be deemed to have applied to the Essex Border Utilities Commission as if the said commission were a municipality.

Supervisors.

(2) The committee of supervisors of the said commission to be appointed under Part VI of the said Act shall be composed of three persons to be appointed by the Ontario Municipal Board and shall be known as "The Supervisors of the Essex Border Utilities Commission."

Term
of office.

(3) The members of the said committee shall hold office during the pleasure of the said board and any vacancies in office therein shall be filled by the said board.

Extent of
application.

(4) Where doubt may arise as to the applicability or extent of applicability to the said commission or its affairs of any of the provisions of Part VI of the said Act by reason of it not being a municipality, the matter shall be determined by the said board and the provisions of the said Part VI as to any such determinations shall govern.

Yearly
estimates.

(5) It shall be the duty of the said supervisors on or before the 15th day of February in every year to prepare and adopt an estimate of all sums required during the year for the purposes of the said commission including the sums required to be provided by the Essex Border municipalities or any of them and the estimates when so adopted shall not be subjected to any alterations or reduction at the instance of any of the said municipalities, except with the approval of the said supervisors or of the said board.

1932, c. 96,
s. 5,
repealed.

7.—(1) Clauses *b*, *c*, and *d* of section 7 of *The Consolidated Essex Border Utilities Act, 1929*, as enacted by section 5 of *The Essex Border Utilities Commission Act, 1932*, are repealed.

Proviso.

(2) Notwithstanding subsection 1, the corporations of the city of Windsor and the town of Walkerville respectively to the extent that either of them may be called upon to pay and shall pay any moneys under the provisions of the agreements entered into by them respectively pursuant to sections 2 and 3 of *The Essex Border Utilities Commission Act, 1932*, shall respectively be entitled to reimbursement by the said commission out of its revenues of all sums so paid by them or either of them until the same are fully repaid and to ensure such reimbursement being made the Ontario Municipal Board may make such orders as to payment out of the revenues of the said commission and confer such priorities thereon in favour of the said city and town or either of them as may appear to be requisite for the purpose.

Commence-
ment of Act.

8. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Essex Border
Utilities Commission.

1st Reading

2nd Reading

3rd Reading

MR. WILSON (Windsor)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Essex Border Utilities Commission.

MR. WILSON (Windsor)

BILL

An Act respecting the Essex Border Utilities Commission.

Preamble.

WHEREAS the Essex Border Utilities Commission has by its petition represented that circumstances warrant that with certain exceptions the township of Sandwich South be excluded from the provisions of the Acts relating to the said Commission; and that owing to a certain number of the municipalities which are within the purview of the said Acts having been declared to be subject to the provisions of Part VI of *The Ontario Municipal Board Act, 1932*, it is necessary that the said commission shall also be made subject to the provisions thereof; and the said commission has by its petition prayed that an Act may be passed for the above-mentioned purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Essex Border Utilities Commission Act, 1933*.

Withdrawal
of township
of Sandwich
South.

1929, c. 98.

2. The provisions of *The Consolidated Essex Border Utilities Act, 1929*, and the amendments thereto, which for the purposes thereof constitute the township of Sandwich South as one of the Essex Border municipalities within the meaning of the said Acts shall not apply to the said township from and after the 1st day of May, 1933, and, without restricting the generality of the foregoing, the said township shall not in any way or to any extent be liable for any part of the expenses, costs, charges, obligations or liabilities of the said commission whether incurred prior or subsequent to the said date, except for the special levies yet to be made or imposed to meet the share of the said township in respect of the debentures issued in respect of the watermain extension constructed under by-laws numbers 67 and 82 of the said commission.

Application
for recon-
sideration.

3. Nothing in this Act contained shall take away from the said township the right of application to the commission for

reconsideration of its share of the said debenture liabilities as provided in section 20 of the said Act.

4. The said township shall in the year 1933 and in each succeeding year thereafter during the term of the said debentures issued under the provisions of said by-laws numbers 67 and 82, or during the term of any debentures issued in substitution therefor, impose, levy and collect its share of the special rates necessary to pay the same with interest thereon, subject to adjustment, if any, under section 20 of said Act and pay the amounts so levied to the said commission.

Sandwich South to contribute to certain debentures.

5. The agreement between the said township and the said commission dated the 1st day of February, 1933, providing the terms upon which the said township shall cease to be one of the Essex Border municipalities is hereby declared to be legal, valid and binding upon the parties thereto.

Agreement confirmed.

6.—(1) Subject as hereinafter provided Part VI of *The Ontario Municipal Board Act, 1932*, shall apply and from and after the 1st day of February, 1933, shall be deemed to have applied to the Essex Border Utilities Commission as if the said commission were a municipality.

The Application of Part VI of 1932, c. 27.

(2) The committee of supervisors of the said commission to be appointed under Part VI of the said Act shall be composed of three persons to be appointed by the Ontario Municipal Board and shall be known as "The Supervisors of the Essex Border Utilities Commission."

Supervisors.

(3) The members of the said committee shall hold office during the pleasure of the said board and any vacancies in office therein shall be filled by the said board.

Term of office.

(4) Where doubt may arise as to the applicability or extent of applicability to the said commission or its affairs of any of the provisions of Part VI of the said Act by reason of it not being a municipality, the matter shall be determined by the said board and the provisions of the said Part VI as to any such determinations shall govern.

Extent of application.

(5) It shall be the duty of the said supervisors on or before the 15th day of February in every year to prepare and adopt an estimate of all sums required during the year for the purposes of the said commission including the sums required to be provided by the Essex Border municipalities or any of them and the estimates when so adopted shall not be subjected to any alterations or reduction at the instance of any of the said municipalities, except with the approval of the said supervisors or of the said board.

Yearly estimates.

1932, c. 96,
s. 5,
repealed.

7.—(1) Clauses *b*, *c*, and *d* of section 7 of *The Consolidated Essex Border Utilities Act, 1929*, as enacted by section 5 of *The Essex Border Utilities Commission Act, 1932*, are repealed.

Proviso.

(2) Notwithstanding subsection 1, the corporations of the city of Windsor and the town of Walkerville respectively to the extent that either of them may be called upon to pay and shall pay any moneys under the provisions of the agreements entered into by them respectively pursuant to sections 2 and 3 of *The Essex Border Utilities Commission Act, 1932*, shall respectively be entitled to reimbursement by the said commission out of its revenues of all sums so paid by them or either of them until the same are fully repaid and to ensure such reimbursement being made the Ontario Municipal Board may make such orders as to payment out of the revenues of the said commission and confer such priorities thereon in favour of the said city and town or either of them as may appear to be requisite for the purpose.

Commence-
ment of Act.

8. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Essex Border
Utilities Commission.

1st Reading

February 28th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. WILSON (Windsor)

No. 15

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Sandwich.

MR. REID

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Town of Sandwich.

Preamble.

WHEREAS the corporation of the town of Sandwich has represented that having obtained the assent of the electors thereto it is desirable to compose the council of the said corporation with a reduced number of members as hereinafter provided and that an Act for such purpose be passed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Sandwich Act, 1933*.

Composition
of town
council.
Rev. Stat.,
c. 233.

2. Notwithstanding anything to the contrary contained in *The Municipal Act* the council of the town of Sandwich shall from and after the first day of January, 1934, be composed of a mayor, a reeve, as many deputy reeves as the town is entitled to, and four councillors to be elected by general vote.

Provisions of
Rev. Stat.,
c. 233 to
apply except
as stated.

3. Except as to the number of members of which the said council shall be composed and to the mode of election of the councillors thereof the provisions of *The Municipal Act* relating to the council of a town shall apply in every respect.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Sandwich.

1st Reading

2nd Reading

3rd Reading

MR. REID

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Sandwich.

MR. REID

(PRIVATE BILL)

BILL

An Act respecting the Town of Sandwich.

Preamble.

WHEREAS the corporation of the town of Sandwich has represented that having obtained the assent of the electors thereto it is desirable to compose the council of the said corporation with a reduced number of members as hereinafter provided and that an Act for such purpose be passed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Sandwich Act, 1933*.

Composition of town council. Rev. Stat., c. 233.

2. Notwithstanding anything to the contrary contained in *The Municipal Act* the council of the town of Sandwich shall from and after the first day of January, 1934, be composed of a mayor, a reeve, as many deputy reeves as the town is entitled to, and four councillors to be elected by general vote.

Provisions of Rev. Stat., c. 233 to apply except as stated.

3. Except as to the number of members of which the said council shall be composed and to the mode of election of the councillors thereof the provisions of *The Municipal Act* relating to the council of a town shall apply in every respect.



Tax sales and conveyances confirmed.

4.—(1) All sales of land situate within the municipality held prior to the 31st day of December, 1931, and purporting to have been made for arrears of taxes payable to the corporation in respect to the lands so sold are confirmed and declared to be legal, valid and binding and all conveyances of land so sold executed as required by *The Assessment Act* purporting to convey the said lands to the purchaser thereof or his heirs or assigns or to the corporation, are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold and same are hereby vested in the purchaser or his heirs or assigns and in his heirs and assigns or in the corporation, and its successors and assigns, as the case may be, in fee simple or otherwise, according to

the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges, liens and encumbrances thereon of every nature and kind and dower therein, except municipal taxes imposed by the corporation accruing after those for non-payment of which the said lands were so sold.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceeding now pending, but subject to the provisions of this Act the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this section had not been passed.



Commence-
ment of Act.

5. This Act, other than section 4, shall come into force on the day upon which it receives the Royal Assent. Section 4 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the Town of Sandwich.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. REID

(*Reprinted as amended by the Private Bills
Committee*)

No. 15

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Sandwich.

MR. REID

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Town of Sandwich.

Preamble.

WHEREAS the corporation of the town of Sandwich has represented that having obtained the assent of the electors thereto it is desirable to compose the council of the said corporation with a reduced number of members as hereinafter provided and that an Act for such purpose be passed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Sandwich Act, 1933*.

Composition of town council. Rev. Stat., c. 233.

2. Notwithstanding anything to the contrary contained in *The Municipal Act* the council of the town of Sandwich shall from and after the first day of January, 1934, be composed of a mayor, a reeve, as many deputy reeves as the town is entitled to, and four councillors to be elected by general vote.

Provisions of Rev. Stat., c. 233 to apply except as stated.

3. Except as to the number of members of which the said council shall be composed and to the mode of election of the councillors thereof the provisions of *The Municipal Act* relating to the council of a town shall apply in every respect.

Tax sales and conveyances confirmed.

4.—(1) All sales of land situate within the municipality held prior to the 31st day of December, 1931, and purporting to have been made for arrears of taxes payable to the corporation in respect to the lands so sold are confirmed and declared to be legal, valid and binding and all conveyances of land so sold executed as required by *The Assessment Act* purporting to convey the said lands to the purchaser thereof or his heirs or assigns or to the corporation, are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold and same are hereby vested in the purchaser or his heirs or assigns and in his heirs and assigns or in the corporation, and its successors and assigns, as the case may be, in fee simple or otherwise, according to

the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges, liens and encumbrances thereon of every nature and kind and dower therein, except municipal taxes imposed by the corporation accruing after those for non-payment of which the said lands were so sold.

(2) Nothing in this section contained shall affect or ^{Pending litigation not affected.} prejudice the rights of any person under any action, litigation or other proceeding now pending, but subject to the provisions of this Act the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this section had not been passed.

5. This Act, other than section 4, shall come into force on ^{Commence-} the day upon which it receives the Royal Assent. ^{ment of Act.} Section 4 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the Town of Sandwich.

1st Reading

February 28th, 1933

2nd Reading

March 24th, 1933

3rd Reading

March 29th, 1933

MR. REID

No. 16

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Toronto.

MR. OAKLEY

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 16

1933

BILL

An Act respecting the City of Toronto.

Preamble.

WHEREAS the corporation of the city of Toronto, has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Toronto Act, 1933*.

Certain
lands
declared
not to be
public
highways.

2. It is hereby declared that all those portions of what was formerly Frederick Street lying south of a line drawn parallel with and distant 52 feet 6 inches southerly at right angles from the southerly limit of the Esplanade and all those portions of what was formerly West Market Street lying south of the northerly limit of the part thereof closed by by-law number 11561 of the corporation of the city of Toronto and all that part of what was formerly Scott Street lying south of the south limit of Fleet Street and all those portions of what was formerly Harbour Street lying south of the south limit of Lake Street (excepting therefrom so much as is included within the limits of any highway intersecting the same and excepting also so much of West Market Street as is included within the limits of the lands of the right-of-way of the Toronto Terminals Railway Company as indicated upon a plan deposited as No. 222 Ry. E. in the registry office for the registry division of Toronto) are not public highways and are not subject to any trust therefor nor are they subject to any right or claim of the public to hold or enjoy them as such and are hereby released, freed and discharged from all trusts, obligations or conditions created or imposed thereon by any patents thereof or by the said Windmill Line Agreement or by chapter 70 of the Statutes of Ontario, 1904.

1930, c. 106,
s. 1, subs. 1,
amended.

3. Subsection 1 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words



"Yonge Street" in the second line thereof and by inserting in lieu thereof the words "Bay Street."

1930, c. 106,
s. 1, subs. 3,
amended.

4. Subsection 3 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words "Yonge Street" in the sixth and twelfth lines thereof and by inserting in lieu thereof the words "Bay Street," and also by inserting after the words "intersecting same" in the eighth line thereof the words "or of any other existing highway."

Confirmation of city
grants
for 1932.

5. The following expenditures by the council of the corporation of the city of Toronto out of current revenue for 1932 are hereby authorized, validated and confirmed, namely:

- (a) a grant of \$125,000 to the Federation for Community Service;
- (b) a grant of \$25,000 to the Federation of Catholic Charities;
- (c) a grant of \$18,750 to the Federation of Jewish Philanthropies;
- (d) a grant of \$7,500 to the Canadian Red Cross Society, Toronto Branch;
- (e) a grant of \$350 to the Monarch Athletic Club.

Empress of
Ireland
Disaster
Fund.

6. The council of the said corporation may use for the purposes of the corporation the balance remaining in the hands of its treasurer of the fund known as the Empress of Ireland Disaster Fund.

Tax sales
and con-
veyances
confirmed.

7.—(1) All sales of land within the city of Toronto made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs and assigns, or to the said corporation, shall have the effect of vesting the land so sold in the purchaser thereof or his heirs or assigns, and his and their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the land was sold.



Except
pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Membership
in Great
Lakes
Harbours
Association.

8. The payment of \$500 made by the council of the said corporation out of current revenue for 1932 to the Great Lakes Harbours Association as a membership fee is hereby authorized validated and confirmed, and the said council may in subsequent years pay out of current revenue such sum as may necessary for membership in the said Association.

Prescription
of street
building line.

9.—(1) The council of the said corporation may from time to time, as a preliminary step to the widening of any portion of a street or highway which has a width of not more than sixty-six feet and a length of not less than two hundred and fifty feet, and when not more than one-fifth of the frontage of such portion of street or highway (exclusive of the flankages of buildings fronting on intersecting streets) is occupied by buildings built out to the street line, pass a by-law or by-laws fixing as a building line the distance from the line of the street in front of it (which distance shall not be more than twenty feet) at which any building to be thereafter erected fronting on such portion of the street or highway may be erected or placed, and for prohibiting the erection or placing of any such building, or portion of same, closer to the line of the street in front of it than the distance fixed by the by-law.

Approval of
Municipal
Board.

(2) A by-law passed under the authority of subsection 1 shall not take effect until it is approved by the Ontario Municipal Board and when so approved shall not be amended or repealed except with the consent in writing of all the owners of properties fronting on the portion of street or highway to which the by-law applies.

Exception of
one-storey
shops.

(3) A by-law passed under the authority of subsection 1 shall not prevent the erection or placing closer to the line of the street than the distance fixed by the by-law of any one-storey shop front.

Compulsory
street
widening.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board it shall thereafter become the duty of the said corporation to widen the said portion of street or highway by acquisition therefor of the land lying between the line of the street and the building line fixed by the by-law,

(a) when three-fourths of the frontage of the said portion of street or highway (exclusive of the flankages of

buildings fronting on intersecting streets) has become occupied by buildings (exclusive of one-storey shop fronts) built to conform to the building line fixed by the by-law; or

- (b) at any time after the expiration of twenty years from the date of the passing of the by-law upon petition in writing of the majority of the owners of property affected by the by-law.

Limitation
as to com-
pensation for
lands.

(5) In determining the compensation payable by the corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under the authority of this section, the said corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line.

Exercise of
authority
not to give
rise to
claims.

(6) Notwithstanding anything in any Act to the contrary, the said corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under the authority of subsection 1.

Commence-
ment of Act.

10. This Act, except section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Toronto

1st Reading

2nd Reading

3rd Reading

MR. OAKLEY

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Toronto.

MR. OAKLEY

(PRIVATE BILL)

BILL

An Act respecting the City of Toronto.

Preamble.

WHEREAS the corporation of the city of Toronto, has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Toronto Act, 1933*.



Certain
lands
declared
not to be
public
highways.

2. It is hereby declared that all those parts of what was formerly Frederick Street lying south of a line drawn parallel with and distant 52 feet 6 inches southerly at right angles from the southerly limit of the Esplanade and all that part of what was formerly West Market Street closed by By-law No. 11561 of the corporation of the city of Toronto and also all that part of what was formerly West Market Street lying south of the south boundary of the right-of-way of the Toronto Terminals Railway Company as indicated upon a plan deposited as No. 222 Ry. E. in the Registry Office for the Registry Division of Toronto, and all that part of what was formerly Scott Street lying south of the south limit of Fleet Street and all that part of what was formerly Harbour Street lying south of the south limit of Lake Street (excepting therefrom so much as is included within the limits of any highway intersecting the same) are not public highways and are not subject to any trust therefor nor are they subject to any right or claim of the public to hold or enjoy them as such and are hereby released, freed and discharged from all trusts, obligations or conditions created or imposed thereon by any patents thereof or by the said Windmill Line Agreement or by the Statute 4 Edward VII (Ontario), chapter 70.



1930, c. 106,
s. 1, subs. 1,
amended.

3. Subsection 1 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words "Yonge Street" in the second line thereof and by inserting in lieu thereof the words "Bay Street."

1930, c. 106,
s. 1, subs. 3,
amended.

4. Subsection 3 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words "Yonge Street" in the sixth and twelfth lines thereof and by inserting in lieu thereof the words "Bay Street," and also by inserting after the words "intersecting same" in the eighth line thereof the words "or of any other existing highway."

Confirma-
tion of city
grants
for 1932.

5.—(1) The following expenditures by the council of the corporation of the city of Toronto out of current revenue for 1932 are hereby authorized, validated and confirmed, namely:

- (a) a grant of \$125,000 to the Federation for Community Service;
- (b) a grant of \$25,000 to the Federation of Catholic Charities;
- (c) a grant of \$18,750 to the Federation of Jewish Philanthropies;
- (d) a grant of \$7,500 to the Canadian Red Cross Society, Toronto Branch;
- (e) a grant of \$350 to the Monarch Athletic Club.

Grants for
1933.

(2) The council of the said corporation may out of current revenue for 1933 make grants of \$3,500 to the Canadian Social Hygiene Council and \$500 to the St. Elizabeth Visiting Nurses Association.

Empress of
Ireland
Disaster
Fund.

6.—(1) The council of the said corporation may use for the purposes of the corporation the balance remaining in the hands of its treasurer of the fund known as the Empress of Ireland Disaster Fund.

Legitimate
claims for
contribu-
tions from
fund not
affected.

(2) The provisions of this section shall not prejudice or affect the claim of any person to contribution from the said fund provided that notice in writing of such claim is given to the said corporation within six months after publication by the said corporation in a daily newspaper published in Toronto of a notice calling upon all such persons to assert their claims.

Tax sales
and con-
veyances
confirmed.

7.—(1) All sales of land within the city of Toronto made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs and assigns, or to the said corporation,

shall have the effect of vesting the land so sold in the purchaser thereof or his heirs or assigns, and his and their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the land was sold.

Except
pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Membership
in Great
Lakes
Harbours
Association.

8. The payment of \$500 made by the council of the said corporation out of current revenue for 1932 to the Great Lakes Harbours Association as a membership fee is hereby authorized validated and confirmed, and the said council may in subsequent years pay out of current revenue such sum as may necessary for membership in the said Association.

Prescription
of street
building line.

9.—(1) The council of the said corporation may from time to time, as a preliminary step to the widening of any portion of a street or highway which has a width of not more than sixty-six feet and a length of not less than two hundred and fifty feet, and when not more than one-fifth of the frontage of such portion of street or highway (exclusive of the flankages of buildings fronting on intersecting streets) is occupied by buildings built out to the street line, pass a by-law or by-laws fixing as a building line the distance from the line of the street in front of it (which distance shall not be more than twenty feet) at which any building to be thereafter erected fronting on such portion of the street or highway may be erected or placed, and for prohibiting the erection or placing of any such building, or portion of same, closer to the line of the street in front of it than the distance fixed by the by-law.

Approval of
Municipal
Board.

(2) A by-law passed under the authority of subsection 1 shall not take effect until it is approved by the Ontario Municipal Board and when so approved shall not be amended or repealed except with the consent in writing of all the owners of properties fronting on the portion of street or highway to which the by-law applies.

Exception of
one-storey
shops.

(3) A by-law passed under the authority of subsection 1 shall not prevent the erection or placing closer to the line of the street than the distance fixed by the by-law of any one-storey shop front.

Compulsory
street
widening.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board it shall thereafter become the duty of the said corporation to widen the said portion of street or highway by acquisition therefor of the land lying between the line of the street and the building line fixed by the by-law,

(a) when three-fourths of the frontage of the said portion of street or highway (exclusive of the flankages of buildings fronting on intersecting streets) has become occupied by buildings (exclusive of one-storey shop fronts) built to conform to the building line fixed by the by-law; or

(b) at any time after the expiration of twenty years from the date of the passing of the by-law upon petition in writing of the majority of the owners of property affected by the by-law.

Limitation
as to com-
pensation for
lands.

(5) In determining the compensation payable by the corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under the authority of this section, the said corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line.

Exercise of
authority
not to give
rise to
claims.

(6) Notwithstanding anything in any Act to the contrary, the said corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under the authority of subsection 1.



Canadian
Military
Institute,—
exemption
from
taxation.

1929, c. 133.

10. The council of the corporation of the city of Toronto may by by-law exempt from taxation, except for local improvement and school purposes, the land occupied and used by the Canadian Military Institute described in section 2 of *The Canadian Military Institute Act, 1929*, and any buildings thereon, for such time as same are actually so occupied and used, and the said council may also from time to time make a grant to the Canadian Military Institute of a sum of money equal to the amount of taxes for local improvement and school purposes that may be overdue and unpaid in respect to the said land and buildings for the purpose of paying such taxes.

Issue of
debentures
for improve-
ments to
Hospital
for Sick
Children.

11.—(1) The council of the said corporation may from time to time pass a by-law or by-laws to authorize the issue of debentures payable within twenty years from the date of their issue to raise the sum of \$40,000 for a grant to the Hospital for Sick Children towards the cost of permanent building improvements.

Validity of (2) It shall not be necessary for the council of the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws to the passing of any by-law authorizing the issue of debentures as set out in this section or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Rev. Stat.,
c. 233.

Interest on
debentures.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Irregularities
not to
invalidate.

(4) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of any of such debentures or in any by-law authorizing the issue thereof.

Commence-
ment of Act.

12. This Act, except section 7, shall come into force on the day upon which it receives the Royal Assent. Section 7 shall come into force on the 1st day of July, 1933.

→

BILL

An Act respecting the City of Toronto

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. OAKLEY

*(Reprinted as amended by the Private Bills
Committee.)*

No. 16

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Toronto.

MR. OAKLEY

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Toronto.

Preamble.

WHEREAS the corporation of the city of Toronto, has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Toronto Act, 1933*.

Certain
lands
declared
not to be
public
highways.

2. It is hereby declared that all those parts of what was formerly Frederick Street lying south of a line drawn parallel with and distant 52 feet 6 inches southerly at right angles from the southerly limit of the Esplanade and all that part of what was formerly West Market Street closed by By-law No. 11561 of the corporation of the city of Toronto and also all that part of what was formerly West Market Street lying south of the south boundary of the right-of-way of the Toronto Terminals Railway Company as indicated upon a plan deposited as No. 222 Ry. E. in the Registry Office for the Registry Division of Toronto, and all that part of what was formerly Scott Street lying south of the south limit of Fleet Street and all that part of what was formerly Harbour Street lying south of the south limit of Lake Street (excepting therefrom so much as is included within the limits of any highway intersecting the same) are not public highways and are not subject to any trust therefor nor are they subject to any right or claim of the public to hold or enjoy them as such and are hereby released, freed and discharged from all trusts, obligations or conditions created or imposed thereon by any patents thereof or by the said Windmill Line Agreement or by the Statute 4 Edward VII (Ontario), chapter 70.

1930, c. 106,
s. 1, subs. 1,
amended.

3. Subsection 1 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words "Yonge Street" in the second line thereof and by inserting in lieu thereof the words "Bay Street."

4. Subsection 3 of section 1 of chapter 106 of the Statutes of Ontario, 1930, is amended by striking out the words "Yonge Street" in the sixth and twelfth lines thereof and by inserting in lieu thereof the words "Bay Street," and also by inserting after the words "intersecting same" in the eighth line thereof the words "or of any other existing highway."
1930, c. 106,
s. 1, subs. 3,
amended.

5.—(1) The following expenditures by the council of the corporation of the city of Toronto out of current revenue for 1932 are hereby authorized, validated and confirmed, namely:
Confirma-
tion of city
grants
for 1932.

- (a) a grant of \$125,000 to the Federation for Community Service;
- (b) a grant of \$25,000 to the Federation of Catholic Charities;
- (c) a grant of \$18,750 to the Federation of Jewish Philanthropies;
- (d) a grant of \$7,500 to the Canadian Red Cross Society, Toronto Branch;
- (e) a grant of \$350 to the Monarch Athletic Club.

(2) The council of the said corporation may out of current revenue for 1933 make grants of \$3,500 to the Canadian Social Hygiene Council and \$500 to the St. Elizabeth Visiting Nurses Association.
Grants for
1933.

6.—(1) The council of the said corporation may use for the purposes of the corporation the balance remaining in the hands of its treasurer of the fund known as the Empress of Ireland Disaster Fund.
Empress of
Ireland
Disaster
Fund.

(2) The provisions of this section shall not prejudice or affect the claim of any person to contribution from the said fund provided that notice in writing of such claim is given to the said corporation within six months after publication by the said corporation in a daily newspaper published in Toronto of a notice calling upon all such persons to assert their claims.
Legitimate
claims for
contribu-
tions from
fund not
affected.

7.—(1) All sales of land within the city of Toronto made prior to the 31st day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs and assigns, or to the said corporation,
Tax sales
and con-
veyances
confirmed.

shall have the effect of vesting the land so sold in the purchaser thereof or his heirs or assigns, and his and their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the land was sold.

Except
pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Membership
in Great
Lakes
Harbours
Association.

8. The payment of \$500 made by the council of the said corporation out of current revenue for 1932 to the Great Lakes Harbours Association as a membership fee is hereby authorized validated and confirmed, and the said council may in subsequent years pay out of current revenue such sum as may necessary for membership in the said Association.

Prescription
of street
building line.

9.—(1) The council of the said corporation may from time to time, as a preliminary step to the widening of any portion of a street or highway which has a width of not more than sixty-six feet and a length of not less than two hundred and fifty feet, and when not more than one-fifth of the frontage of such portion of street or highway (exclusive of the flankages of buildings fronting on intersecting streets) is occupied by buildings built out to the street line, pass a by-law or by-laws fixing as a building line the distance from the line of the street in front of it (which distance shall not be more than twenty feet) at which any building to be thereafter erected fronting on such portion of the street or highway may be erected or placed, and for prohibiting the erection or placing of any such building, or portion of same, closer to the line of the street in front of it than the distance fixed by the by-law.

Approval of
Municipal
Board.

(2) A by-law passed under the authority of subsection 1 shall not take effect until it is approved by the Ontario Municipal Board and when so approved shall not be amended or repealed except with the consent in writing of all the owners of properties fronting on the portion of street or highway to which the by-law applies.

Exception of
one-storey
shops.

(3) A by-law passed under the authority of subsection 1 shall not prevent the erection or placing closer to the line of the street than the distance fixed by the by-law of any one-storey shop front.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board it shall thereafter become the duty of the said corporation to widen the said portion of street or highway by acquisition therefor of the land lying between the line of the street and the building line fixed by the by-law, ^{Compulsory street widening.}

(a) when three-fourths of the frontage of the said portion of street or highway (exclusive of the flankages of buildings fronting on intersecting streets) has become occupied by buildings (exclusive of one-storey shop fronts) built to conform to the building line fixed by the by-law; or

(b) at any time after the expiration of twenty years from the date of the passing of the by-law upon petition in writing of the majority of the owners of property affected by the by-law.

(5) In determining the compensation payable by the corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under the authority of this section, the said corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line. ^{Limitation as to compensation for lands.}

(6) Notwithstanding anything in any Act to the contrary the said corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under the authority of subsection 1. ^{Exercise of authority not to give rise to claims.}

10. The council of the corporation of the city of Toronto may by by-law exempt from taxation, except for local improvement and school purposes, the land occupied and used by the Canadian Military Institute described in section 2 of *The Canadian Military Institute Act, 1929*, and any buildings thereon, for such time as same are actually so occupied and used, and the said council may also from time to time make a grant to the Canadian Military Institute of a sum of money equal to the amount of taxes for local improvement and school purposes that may be overdue and unpaid in respect to the said land and buildings for the purpose of paying such taxes. ^{Canadian Military Institute,—exemption from taxation. 1929, c. 133.}

11.—(1) The council of the said corporation may from time to time pass a by-law or by-laws to authorize the issue of debentures payable within twenty years from the date of their issue to raise the sum of \$40,000 for a grant to the Hospital for Sick Children towards the cost of permanent building improvements. ^{Issue of debentures for improvements to Hospital for Sick Children.}

Validity of
debentures.

(2) It shall not be necessary for the council of the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws to the passing of any by-law authorizing the issue of debentures as set out in this section or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Rev. Stat.,
c. 233.

Interest on
debentures.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Irregularities
not to
invalidate.

(4) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of any of such debentures or in any by-law authorizing the issue thereof.

Commence-
ment of Act.

12. This Act, except section 7, shall come into force on the day upon which it receives the Royal Assent. Section 7 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Toronto

1st Reading

February 28th, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. OAKLEY

NO. 17

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting The Canadian Transit Company.

MR. REID

(PRIVATE BILL)

No. 17

1933

BILL

An Act respecting The Canadian Transit Company.

Preamble.

WHEREAS The Canadian Transit Company and Detroit International Bridge Company have by their petition represented that notwithstanding the provisions of *The Town of Sandwich Act, 1929*, the council of the corporation of the town of Sandwich and the said companies have agreed as to the assessment of the Ambassador bridge as set forth in an agreement, dated the 23rd day of December, 1932, between the said corporation and the said companies, and that it is desirable to enact special legislation to confirm the said agreement; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Canadian Transit Company Act, 1933*.

Assessment
of
Ambassador
Bridge.

Rev. Stat.,
c. 238.

2. The assessment for taxation under *The Assessment Act* of the land on, over or under which the Ambassador Bridge and its approach are constructed and all the structures, sub-structures, super-structures and other property connected with the said bridge for the years 1933 to 1939, shall be the sum of three times the total amount of the gross revenue from all sources arising from or out of or in any way connected with the said undertaking or its operation for the twelve months ending on the first day of September in any year for the calendar year immediately following and the amount of taxes payable on the assessment shall include any assessment for business under section 9 of the said Act to which the said companies or either of them would otherwise be liable.

Ratification
of
agreement.

3. Subject to the provisions of section 4, the agreement dated the 23rd day of December, 1932, between the municipal corporation of the town of Sandwich and The Canadian

Transit Company and the Detroit International Bridge Company, respecting the assessment of the said Ambassador Bridge for the years 1933 to 1939, is hereby declared to be legal and binding upon the parties thereto and on the rate-payers of the said corporation and the said parties are hereby authorized to carry out their respective obligations and to exercise and enjoy their respective rights and powers thereunder.

Saving
clause as to
ratification.

4. Nothing in this Act nor in the said agreement, dated the 23rd day of December, 1932, contained, shall in any way be construed as ratifying or validating paragraph 6 of the agreement dated the 20th day of December, 1928, which except as to said paragraph 6 was ratified by section 4 of 1929, c. 119. *The Town of Sandwich Act, 1929.*

Approval of
appointment
under
agreement.

5. Any appointment made by the council of the said corporation pursuant to the provisions of paragraph 4 of the said agreement dated the 23rd day of December, 1932 shall be subject to the provisions of section 97 of *The Ontario Municipal Board Act, 1932.*

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting The Canadian
Transit Company.

1st Reading

2nd Reading

3rd Reading

MR. REID

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting The Canadian Transit Company.

MR. REID

No. 17

1933

BILL

An Act respecting The Canadian Transit Company.

Preamble.

WHEREAS The Canadian Transit Company and Detroit International Bridge Company have by their petition represented that notwithstanding the provisions of *The Town of Sandwich Act, 1929*, the council of the corporation of the town of Sandwich and the said companies have agreed as to the assessment of the Ambassador bridge as set forth in an agreement, dated the 23rd day of December, 1932, between the said corporation and the said companies, and that it is desirable to enact special legislation to confirm the said agreement; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Canadian Transit Company Act, 1933*.

Assessment
of
Ambassador
Bridge.

Rev. Stat.,
c. 238.

2. The assessment for taxation under *The Assessment Act* of the land on, over or under which the Ambassador Bridge and its approach are constructed and all the structures, sub-structures, super-structures and other property connected with the said bridge for the years 1933 to 1939, shall be the sum of three times the total amount of the gross revenue from all sources arising from or out of or in any way connected with the said undertaking or its operation for the twelve months ending on the first day of September in any year for the calendar year immediately following and the amount of taxes payable on the assessment shall include any assessment for business under section 9 of the said Act to which the said companies or either of them would otherwise be liable.

Ratification
of
agreement.

3. Subject to the provisions of section 4, the agreement dated the 23rd day of December, 1932, between the municipal corporation of the town of Sandwich and The Canadian

Transit Company and the Detroit International Bridge Company, respecting the assessment of the said Ambassador Bridge for the years 1933 to 1939, is hereby declared to be legal and binding upon the parties thereto and on the rate-payers of the said corporation and the said parties are hereby authorized to carry out their respective obligations and to exercise and enjoy their respective rights and powers thereunder.

4. Nothing in this Act nor in the said agreement, dated the 23rd day of December, 1932, contained, shall in any way be construed as ratifying or validating paragraph 6 of the agreement dated the 20th day of December, 1928, which except as to said paragraph 6 was ratified by section 4 of *The Town of Sandwich Act, 1929*. Saving cl use as to attification. 1929, c. 119.

5. Any appointment made by the council of the said corporation pursuant to the provisions of paragraph 4 of the said agreement dated the 23rd day of December, 1932 shall be subject to the provisions of section 97 of *The Ontario Municipal Board Act, 1932*. Approval of appointment under agreement. 1932, c. 27.

6. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

BILL

An Act respecting The Canadian
Transit Company.

1st Reading

March 7th, 1933

2nd Reading

March 24th, 1933

3rd Reading

March 29th, 1933

MR. REID

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Cornwall.

MR. MCNAUGHTON

(PRIVATE BILL)

No. 18

1933

BILL

An Act respecting the Town of Cornwall.

Preamble.

WHEREAS the corporation of the town of Cornwall has by its petition prayed that an Act be passed to validate and confirm its by-law number 26 for the year 1932, providing for the issue of debentures to pay for the construction of certain local improvement works and to confirm the said debentures; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Cornwall Act, 1933*.

By-law
No. 26
(1932) and
debentures
confirmed.

2. Except as provided in section 3, by-law number 26 for the year 1932, passed by the council of the corporation of the town of Cornwall on the second day of December, 1932, and all debentures issued or to be issued thereunder and all rates and assessments levied or to be levied for the payment thereof are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Interest
payable half-
yearly.

3. The interest on the debentures to be issued under the said by-law shall be payable semi-annually, instead of yearly as provided therein.

Irregularities
in debentures
not to
invalidate.

4. No irregularity in the form of any of the debentures issued or to be issued under the authority of the said by-law shall render the same invalid, or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.



BILL

An Act respecting the Town of Cornwall.

1st Reading

2nd Reading

3rd Reading

MR. MCNAUGHTON

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Cornwall.

Mr. McNAUGHTON

BILL

An Act respecting the Town of Cornwall.

Preamble.

WHEREAS the corporation of the town of Cornwall has by its petition prayed that an Act be passed to validate and confirm its by-law number 26 for the year 1932, providing for the issue of debentures to pay for the construction of certain local improvement works and to confirm the said debentures; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Cornwall Act, 1933*.

By-law No. 26 (1932) and debentures confirmed.

2. Except as provided in section 3, by-law number 26 for the year 1932, passed by the council of the corporation of the town of Cornwall on the second day of December, 1932, and all debentures issued or to be issued thereunder and all rates and assessments levied or to be levied for the payment thereof are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Interest payable half- yearly.

3. The interest on the debentures to be issued under the said by-law shall be payable semi-annually, instead of yearly as provided therein.

Irregularities in debentures not to invalidate.

4. No irregularity in the form of any of the debentures issued or to be issued under the authority of the said by-law shall render the same invalid, or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Commence- ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Cornwall.

1st Reading

March 7th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. MCNAUGHTON

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the
Diocese of London.

MR. MOORE

(PRIVATE BILL)

No. 19

1933

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the Diocese of London.

Preamble.

WHEREAS The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario has, by its petition, represented that doubts have arisen as to the power of the said corporation under the incorporating and other Acts relating thereto to borrow money on the credit of the corporation, and otherwise in respect of matters relating to its financial affairs, and the said corporation has prayed that an Act may be passed for the purpose of removing said doubts; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Roman Catholic Episcopal Corporation (Diocese of London) Act, 1933*.

Borrowing powers on credit of corporation.

2. The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario may borrow money on the credit of the corporation for the purposes of the corporation in such amounts, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the corporation.

Borrowing powers on mortgage security.

3. The said corporation may borrow moneys on mortgage security of the real estate of the corporation for any of the purposes of the corporation; provided that such mortgages shall be executed by the same parties and in the same manner as required by section 5 of the Act incorporating the said corporation passed in the eighth year of the reign of Her late Majesty Queen Victoria, chaptered 82, respecting the execution of deeds and conveyances.

8 Vict.,
c. 82, s. 5.



Lending
powers.

4. The said corporation may lend money to, guarantee the contracts of, or otherwise assist any Roman Catholic corporation, organization, association, or society engaged in activities in or partly in the diocese of London or any officers thereof or any pastor of a parish in the diocese of London, and notwithstanding that any such corporation, organization, association or society may not have power to borrow money, any such guarantee shall be valid and binding upon the said corporation in the same manner as if such corporation, organization, association or society had power to borrow money.

Security for
loans.

5. The said corporation may hypothecate, mortgage, charge or pledge any or all of the personal property of the corporation to secure any money so borrowed or the fulfilment of any guarantee entered into by it or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made or endorsed by it.

Issue of
bonds,
debentures,
etc.

6. The said corporation may issue bonds, debentures and obligations on such terms and conditions as the corporation may deem expedient and may pledge or sell such bonds, debentures and obligations for such sums and at such prices as the corporation may deem expedient, and may hypothecate, mortgage, charge or pledge all or any part of the real or personal property of the corporation to secure any such bonds, debentures, obligations, and any money borrowed as aforesaid for the purposes of the corporation.

Signature of
Bishop on
behalf of
corporation
under seal of
corporation
to be
binding.

7. Notwithstanding any of the provisions of the incorporating and other Acts relating to the said corporation, every such guarantee, instrument of hypothecation, mortgage, charge or pledge of personal property, bond, debenture and obligation made, drawn and signed by the bishop of the said diocese on behalf of the corporation under the corporate seal of the corporation shall be legal, valid and binding upon the corporation, and the execution of any guarantee in the manner aforesaid shall be conclusive evidence that such guarantee is valid and binding upon the corporation.

Corporation
to be bound
for payment
of moneys.

8. It is hereby declared that the said corporation shall be bound for payment of all moneys heretofore borrowed by and in the name of the corporation and shall be liable on all guarantees heretofore entered into by and in the name of the corporation, notwithstanding that the corporation may not have had power to borrow such moneys or to enter into such guarantees, if such borrowing or such guarantees would have been valid if done or entered into after this Act had come into force.

Banks not
obliged to
see to
application
of moneys
borrowed.

9. The persons, firms or corporations, including chartered banks, from whom any moneys may be borrowed by the

corporation shall not be obliged to see to the application of the said moneys or any part thereof.

Corporation
to acquire
and hold
personal
property.

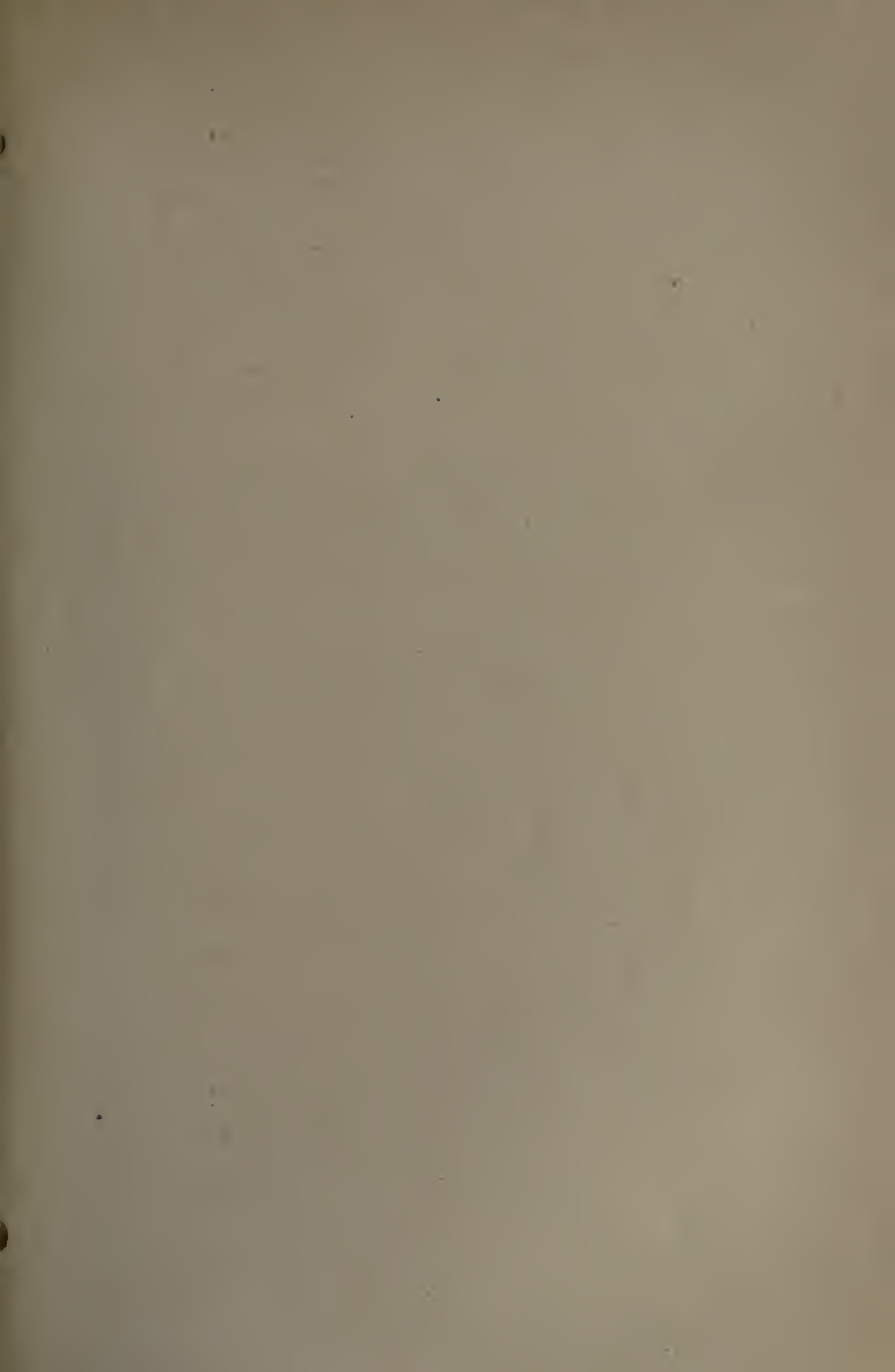
10. For the purpose of avoiding doubt, it is hereby declared that the said corporation may acquire and hold personal property or movables for the purposes for which the corporation is constituted, and may alienate the same at pleasure.

Construction
with prior
Acts.

11. This Act shall be read with the Act passed in the eighth year of the reign of Her late Majesty Queen Victoria, chaptered 82, the Act passed in the thirty-sixth year of the reign of Her late Majesty Queen Victoria, chaptered 142, and the Act passed in the fourth year of the reign of His Majesty King George V, chaptered 136, and the powers by this Act conferred shall be deemed to be in addition to the powers conferred upon the said corporation by the said Acts and in the case of conflict between the provisions of this Act and the provisions of any of the said Acts, the provisions of this Act shall govern.

Commence-
ment of Act.

12. This Act shall come into force on the day upon which it receives the Royal Assent.



BILL

An Act respecting The Roman Catholic
Episcopal Corporation of the
Diocese of London.

1st Reading

2nd Reading

3rd Reading

MR. MOORE

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the
Diocese of London.

MR. MOORE

(PRIVATE BILL)

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the Diocese of London.

Preamble.

WHEREAS The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario has, by its petition, represented that doubts have arisen as to the power of the said corporation under the incorporating and other Acts relating thereto to borrow money on the credit of the corporation, and otherwise in respect of matters relating to its financial affairs, and the said corporation has prayed that an Act may be passed for the purpose of removing said doubts; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Roman Catholic Episcopal Corporation (Diocese of London) Act, 1933*.

Borrowing powers on credit of corporation.

2. The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario may borrow money on the credit of the corporation for the purposes of the corporation in such amounts, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the corporation.

Borrowing powers on mortgage security.

3. The said corporation may borrow moneys on mortgage security of the real estate of the corporation for any of the purposes of the corporation.

Conveyances may be executed by Bishop on behalf of the corporation, when consent of two other functionaries obtained.

4. Notwithstanding anything contained in an Act passed in the eighth year of the reign of Her Late Majesty Queen Victoria, chaptered 82, it shall be lawful for the bishop of the said diocese of London in Ontario, for the time being, in the name of the said corporation, to make or execute any deed, conveyance, mortgage, demise, release or assignment of the whole, or any part of the lands, tenements or hereditaments

acquired or held, or to be hereafter acquired by the said corporation under and by virtue of the said Act, or of this Act, with the consent in writing of his coadjutor or any vicar-general and one additional clergyman, to be selected or named by the said bishop for the time being; and in case there shall happen to be no coadjutor or vicar-general, or in case either of them shall be incapacitated by sickness, infirmity, or any other cause, or shall happen to be necessarily absent at the time, then of two clergymen to be selected or named by the said bishop, all such selections or nominations and such consent to appear upon the face of the deed or other instrument in writing, intended to be executed by the parties, and to be testified by the said bishop, and coadjutor or any vicar-general, and one additional clergyman, or by such two clergymen as aforesaid, as the case may be, being made parties to, and signing and sealing all the deeds, conveyances, mortgages, leases, assignments or other instruments in the presence of two credible witnesses as consenting parties thereto respectively.

A declaration on face of deed to be evidence of certain facts.

5. A declaration on the face of the deed, mortgage, or other instrument that it has been executed by the persons and in the manner mentioned in the last preceding section is to be sufficient evidence of the matters therein referred to.

Lending powers.

6. The said corporation may lend money to, guarantee the contracts of, or otherwise assist any Roman Catholic corporation, organization, association, or society engaged in activities in or partly in the diocese of London or any officers thereof or any pastor of a parish in the diocese of London, and notwithstanding that any such corporation, organization, association or society may not have power to borrow money, any such guarantee shall be valid and binding upon the said corporation in the same manner as if such corporation, organization, association or society had power to borrow money.

Security for loans.

7. The said corporation may hypothecate, mortgage, charge or pledge any or all of the personal property of the corporation to secure any money so borrowed or the fulfilment of any guarantee entered into by it or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made or endorsed by it.

Issue of bonds, debentures, etc.

8. The said corporation may issue bonds, debentures and obligations on such terms and conditions as the corporation may deem expedient and may pledge or sell such bonds, debentures and obligations for such sums and at such prices as the corporation may deem expedient, and may hypothecate, mortgage, charge or pledge all or any part of the real or personal property of the corporation to secure any such bonds, debentures, obligations, and any money borrowed as aforesaid for the purposes of the corporation.

Signature of
Bishop on
behalf of
corporation
under seal of
corporation
to be
binding.

9. Notwithstanding any of the provisions of the incorporating and other Acts relating to the said corporation, every such guarantee, instrument of hypothecation, mortgage, charge or pledge of personal property, bond, debenture and obligation made, drawn and signed by the bishop of the said diocese on behalf of the corporation under the corporate seal of the corporation shall be legal, valid and binding upon the corporation, and the execution of any guarantee in the manner aforesaid shall be conclusive evidence that such guarantee is valid and binding upon the corporation.



Power of
coadjutor
or admin-
istrator.

10. Notwithstanding any of the provisions of this Act and other Acts relating to the said corporation, in case the bishop for the time being of the said diocese of London shall from sickness, infirmity or any other cause, become incapable or be incapacitated to perform, or be otherwise prevented from performing his duties in the said diocese, or in case of his absence from the said diocese, the coadjutor of the said diocese, or if there is no coadjutor any vicar-general of the said diocese, or in the case of the vacancy of the see, the administrator of the diocese, shall during such sickness, infirmity, incapacity, prevention, absence from the said diocese or vacancy of the see, have the same powers as are by this Act and other Acts relating to the said corporation, conferred upon the said corporation or the said bishop. Any document signed and executed on behalf of the said corporation and bishop as aforesaid, by the said coadjutor and any vicar-general of the said diocese and one additional clergyman of the said diocese to be selected or named by the said coadjutor for the time being, or in case there shall happen to be no coadjutor, by two vicars-general of the said diocese, if there is more than one vicar-general, and one additional clergyman to be selected or named by the said vicars-general for the time being, or in case there is only one vicar-general, by the said vicar-general and two clergymen of the said diocese to be selected or named by the said vicar-general, or in case of a vacancy of the see, by the administrator of the said diocese and two clergymen to be selected or named by the said administrator for the time being, shall be valid and binding upon the said corporation if signed, sealed and executed in the presence of two credible witnesses.



Corporation
to be bound
for payment
of moneys.

11. It is hereby declared that the said corporation shall be bound for payment of all moneys heretofore borrowed by and in the name of the corporation and shall be liable on all guarantees heretofore entered into by and in the name of the corporation, notwithstanding that the corporation may not have had power to borrow such moneys or to enter into such guarantees, if such borrowing or such guarantees would have

been valid if done or entered into after this Act had come into force.

Banks not obliged to see to application of moneys borrowed.

12. The persons, firms or corporations, including chartered banks, from whom any moneys may be borrowed by the corporation shall not be obliged to see to the application of the said moneys or any part thereof.

Corporation to acquire and hold personal property.

13. For the purpose of avoiding doubt, it is hereby declared that the said corporation may acquire and hold personal property or movables for the purposes for which the corporation is constituted, and may alienate the same at pleasure.

Power to acquire property.

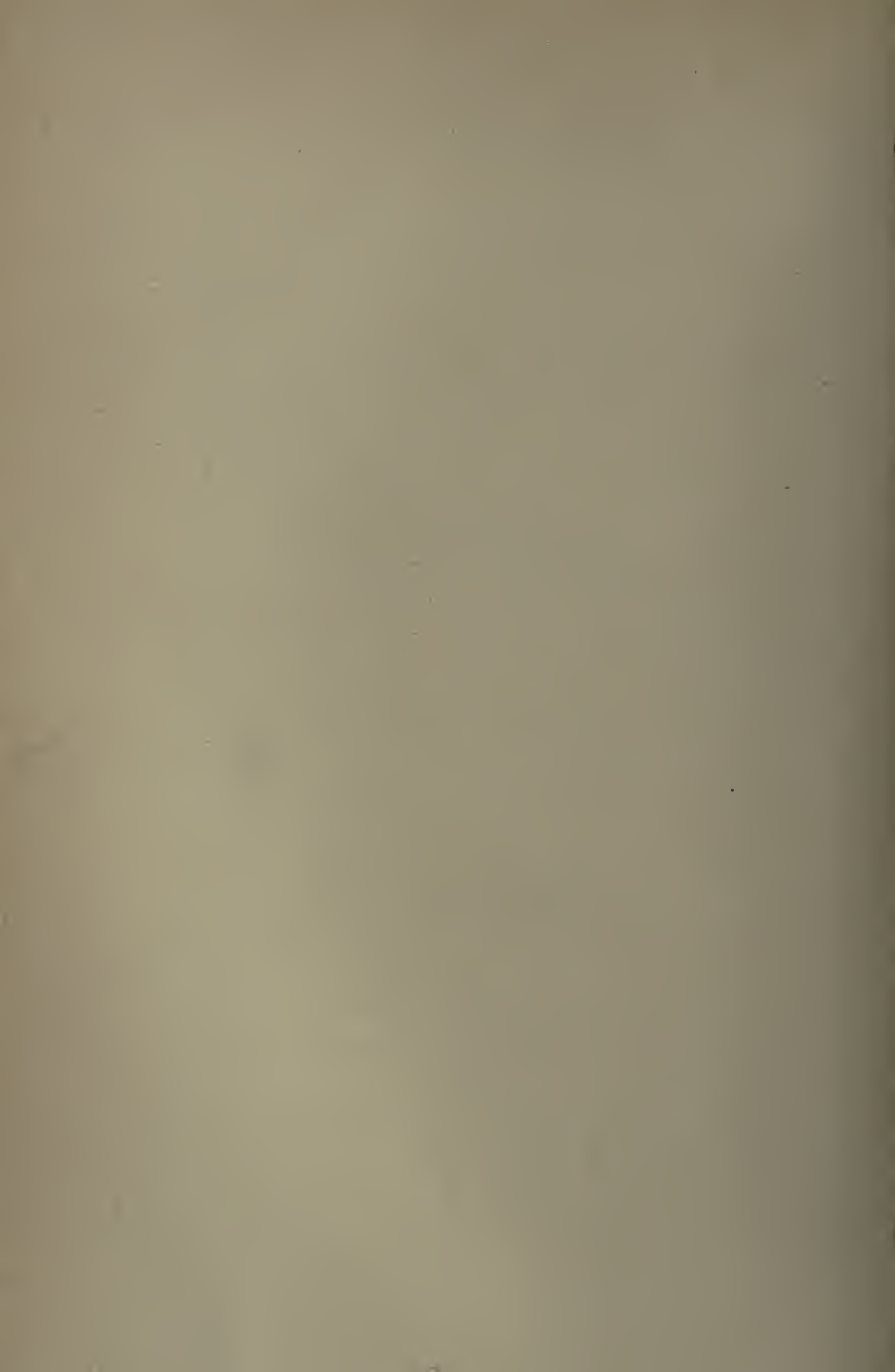
14. Notwithstanding anything contained in the said Act passed in the eighth year of the reign of Her Late Majesty Queen Victoria, and chaptered 82, the said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements and the same alienate, lease, mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

Construction with prior Acts.

15. This Act shall be read with the Act passed in the eighth year of the reign of Her late Majesty Queen Victoria, chaptered 82, the Act passed in the thirty-sixth year of the reign of Her late Majesty Queen Victoria, chaptered 142, and the Act passed in the fourth year of the reign of His Majesty King George V, chaptered 136, and the powers by this Act conferred shall be deemed to be in addition to the powers conferred upon the said corporation by the said Acts and in the case of conflict between the provisions of this Act and the provisions of any of the said Acts, the provisions of this Act shall govern.

Commencement of Act.

16. This Act shall come into force on the day upon which it receives the Royal Assent.



BILL.

An Act respecting The Roman Catholic
Episcopal Corporation of the
Diocese of London.

1st Reading

February 28th, 1933

*2nd Reading**3rd Reading*

MR. MOORE

(*Reprinted as amended by the Private Bills
Committee*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the
Diocese of London.

MR. MOORE

No. 19

1933

BILL

An Act respecting The Roman Catholic Episcopal Corporation of the Diocese of London.

Preamble.

WHEREAS The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario has, by its petition, represented that doubts have arisen as to the power of the said corporation under the incorporating and other Acts relating thereto to borrow money on the credit of the corporation, and otherwise in respect of matters relating to its financial affairs, and the said corporation has prayed that an Act may be passed for the purpose of removing said doubts; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Roman Catholic Episcopal Corporation (Diocese of London) Act, 1933*.

Borrowing
powers on
credit of
corporation.

2. The Roman Catholic Episcopal Corporation of the Diocese of London in Ontario may borrow money on the credit of the corporation for the purposes of the corporation in such amounts, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the corporation.

Borrowing
powers on
mortgage
security.

3. The said corporation may borrow moneys on mortgage security of the real estate of the corporation for any of the purposes of the corporation.

Conveyances
may be
executed by
Bishop on
behalf of the
corporation,
when con-
sent of two
other func-
tionaries
obtained.

4. Notwithstanding anything contained in an Act passed in the eighth year of the reign of Her Late Majesty Queen Victoria, chaptered 82, it shall be lawful for the bishop of the said diocese of London in Ontario, for the time being, in the name of the said corporation, to make or execute any deed, conveyance, mortgage, demise, release or assignment of the whole, or any part of the lands, tenements or hereditaments

acquired or held, or to be hereafter acquired by the said corporation under and by virtue of the said Act, or of this Act, with the consent in writing of his coadjutor or any vicar-general and one additional clergyman, to be selected or named by the said bishop for the time being; and in case there shall happen to be no coadjutor or vicar-general, or in case either of them shall be incapacitated by sickness, infirmity, or any other cause, or shall happen to be necessarily absent at the time, then of two clergymen to be selected or named by the said bishop, all such selections or nominations and such consent to appear upon the face of the deed or other instrument in writing, intended to be executed by the parties, and to be testified by the said bishop, and coadjutor or any vicar-general, and one additional clergyman, or by such two clergymen as aforesaid, as the case may be, being made parties to, and signing and sealing all the deeds, conveyances, mortgages, leases, assignments or other instruments in the presence of two credible witnesses as consenting parties thereto respectively.

5. A declaration on the face of the deed, mortgage, or other instrument that it has been executed by the persons and in the manner mentioned in the last preceding section is to be sufficient evidence of the matters therein referred to. A declaration on face of deed to be evidence of certain facts.

6. The said corporation may lend money to, guarantee the contracts of, or otherwise assist any Roman Catholic corporation, organization, association, or society engaged in activities in or partly in the diocese of London or any officers thereof or any pastor of a parish in the diocese of London, and notwithstanding that any such corporation, organization, association or society may not have power to borrow money, any such guarantee shall be valid and binding upon the said corporation in the same manner as if such corporation, organization, association or society had power to borrow money. Lending powers.

7. The said corporation may hypothecate, mortgage, charge or pledge any or all of the personal property of the corporation to secure any money so borrowed or the fulfilment of any guarantee entered into by it or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made or endorsed by it. Security for loans.

8. The said corporation may issue bonds, debentures and obligations on such terms and conditions as the corporation may deem expedient and may pledge or sell such bonds, debentures and obligations for such sums and at such prices as the corporation may deem expedient, and may hypothecate, mortgage, charge or pledge all or any part of the real or personal property of the corporation to secure any such bonds, debentures, obligations, and any money borrowed as aforesaid for the purposes of the corporation. Issue of bonds, debentures, etc.

Signature of
Bishop on
behalf of
corporation
under seal of
corporation
to be
binding.

9. Notwithstanding any of the provisions of the incorporating and other Acts relating to the said corporation, every such guarantee, instrument of hypothecation, mortgage, charge or pledge of personal property, bond, debenture and obligation made, drawn and signed by the bishop of the said diocese on behalf of the corporation under the corporate seal of the corporation shall be legal, valid and binding upon the corporation, and the execution of any guarantee in the manner aforesaid shall be conclusive evidence that such guarantee is valid and binding upon the corporation.

Power of
coadjutor
or admin-
istrator.

10. Notwithstanding any of the provisions of this Act and other Acts relating to the said corporation, in case the bishop for the time being of the said diocese of London shall from sickness, infirmity or any other cause, become incapable or be incapacitated to perform, or be otherwise prevented from performing his duties in the said diocese, or in case of his absence from the said diocese, the coadjutor of the said diocese, or if there is no coadjutor any vicar-general of the said diocese, or in the case of the vacancy of the see, the administrator of the diocese, shall during such sickness, infirmity, incapacity, prevention, absence from the said diocese or vacancy of the see, have the same powers as are by this Act and other Acts relating to the said corporation, conferred upon the said corporation or the said bishop. Any document signed and executed on behalf of the said corporation and bishop as aforesaid, by the said coadjutor and any vicar-general of the said diocese and one additional clergyman of the said diocese to be selected or named by the said coadjutor for the time being, or in case there shall happen to be no coadjutor, by two vicars-general of the said diocese, if there is more than one vicar-general, and one additional clergyman to be selected or named by the said vicars-general for the time being, or in case there is only one vicar-general, by the said vicar-general and two clergymen of the said diocese to be selected or named by the said vicar-general, or in case of a vacancy of the see, by the administrator of the said diocese and two clergymen to be selected or named by the said administrator for the time being, shall be valid and binding upon the said corporation if signed, sealed and executed in the presence of two credible witnesses.

Corporation
to be bound
for payment
of moneys.

11. It is hereby declared that the said corporation shall be bound for payment of all moneys heretofore borrowed by and in the name of the corporation and shall be liable on all guarantees heretofore entered into by and in the name of the corporation, notwithstanding that the corporation may not have had power to borrow such moneys or to enter into such guarantees, if such borrowing or such guarantees would have

been valid if done or entered into after this Act had come into force.

12. The persons, firms or corporations, including chartered banks, from whom any moneys may be borrowed by the corporation shall not be obliged to see to the application of the said moneys or any part thereof. Banks not obliged to see to application of moneys borrowed.

13. For the purpose of avoiding doubt, it is hereby declared that the said corporation may acquire and hold personal property or movables for the purposes for which the corporation is constituted, and may alienate the same at pleasure. Corporation to acquire and hold personal property.

14. Notwithstanding anything contained in the said Act passed in the eighth year of the reign of Her Late Majesty Queen Victoria, and chaptered 82, the said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements and the same alienate, lease, mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*. Power to acquire property

15. This Act shall be read with the Act passed in the eighth year of the reign of Her late Majesty Queen Victoria, chaptered 82, the Act passed in the thirty-sixth year of the reign of Her late Majesty Queen Victoria, chaptered 142, and the Act passed in the fourth year of the reign of His Majesty King George V, chaptered 136, and the powers by this Act conferred shall be deemed to be in addition to the powers conferred upon the said corporation by the said Acts and in the case of conflict between the provisions of this Act and the provisions of any of the said Acts, the provisions of this Act shall govern. Construction with prior Acts.

16. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

BILL

An Act respecting The Roman Catholic
Episcopal Corporation of the
Diocese of London.

1st Reading

February 28th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. MOORE

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Algoma Steel Corporation, Limited.

MR. LYONS

(PRIVATE BILL)

BILL

An Act respecting Algoma Steel Corporation, Limited.

Preamble.

WHEREAS Algoma Steel Corporation, Limited, by a mortgage dated April 1st, 1912, known as the First and Refunding Mortgage, mortgaged, charged, assigned and granted the lands, premises and other assets therein described, to United States Mortgage and Trust Company, a company incorporated under the laws of the State of New York, to secure an issue of bonds known as the First and Refunding Bonds of the said corporation; and whereas said Algoma Steel Corporation, Limited, by a further mortgage dated April 1st, 1912, known as the Purchase Money Mortgage, mortgaged, charged, assigned and granted the lands, premises and other assets therein described to the said United States Mortgage and Trust Company, to secure an issue of bonds known as Purchase Money Bonds of the said corporation; and whereas on the 11th day of June, 1929, United States Mortgage and Trust Company was by appropriate proceedings under the laws of the State of New York merged with and into Chemical Bank & Trust Company; and whereas The Toronto General Trusts Corporation and The Trusts and Guarantee Company Limited were on June 16th, 1932, duly appointed Successor Trustee under the said First and Refunding Mortgage and under the said Purchase Money Mortgage, respectively; and whereas United States Mortgage and Trust Company and its successor, Chemical Bank & Trust Company, were not registered under the provisions of *The Loan and Trust Corporation Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, and The Toronto General Trusts Corporation and The Trusts and Guarantee Company Limited have petitioned that the said mortgages be validated and confirmed by an Act of the Legislature of the Province of Ontario; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Algoma Steel Corporation, Limited, Mortgages, Act, 1933*.

Confirmation of First and Refunding Mortgage.

2. Notwithstanding anything contained in *The Loan and Trust Corporations Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, the mortgage made by Algoma Steel Corporation, Limited, to United States Mortgage and Trust Company dated the 1st day of April, 1912, known as the First and Refunding Mortgage, referred to in schedule "A" to this Act, is hereby validated and confirmed as of the date thereof, and declared to be and since its date to have been legal, valid and binding upon Algoma Steel Corporation, Limited, and of the same effect as if United States Mortgage and Trust Company and Chemical Bank & Trust Company had on the date of the delivery of the said mortgage and at all times thereafter been registered under the provisions of the said *The Loan and Trust Corporations Act* and any amendments thereto and substitutions therefor.

Appointment and powers of trustee confirmed.

(2) The appointment of The Toronto General Trusts Corporation as Successor Trustee under the aforesaid First and Refunding Mortgage is hereby validated and confirmed as of the date thereof, and it is hereby declared that The Toronto General Trusts Corporation, as Successor Trustee thereunder, is and since its appointment as such Successor Trustee has at all times been vested with the same property, title, powers, rights, duties and responsibilities as if it had been originally named as Trustee under the aforesaid First and Refunding Mortgage.

Purchase money mortgage confirmed.

3. Notwithstanding anything contained in *The Loan and Trust Corporations Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, the mortgage made by Algoma Steel Corporation, Limited, to United States Mortgage and Trust Company, dated the 1st day of April, 1912, known as the Purchase Money Mortgage, referred to in schedule "B" to this Act, is hereby validated and confirmed as of the date thereof, and declared to be and since its date to have been legal, valid and binding upon Algoma Steel Corporation, Limited, and of the same effect as if United States Mortgage and Trust Company and Chemical Bank & Trust Company had on the date of the delivery of the said mortgage and at all times thereafter been registered under the provisions of the said *The Loan and Trust Corporations Act* and any amendments thereto and substitutions therefor.

Appointment and powers of trustee confirmed.

(2) The appointment of The Trusts and Guarantee Company Limited as Successor Trustee under the aforesaid

Purchase Money Mortgage is hereby validated and confirmed as of the date thereof, and it is hereby declared that The Trusts and Guarantee Company Limited as Successor Trustee thereunder is and since its appointment as Successor Trustee has at all times been vested with the same property, title, powers, rights, duties and responsibilities as if it had been originally named as Trustee under the aforesaid Purchase Money Mortgage.

Commence-
ment of Act.

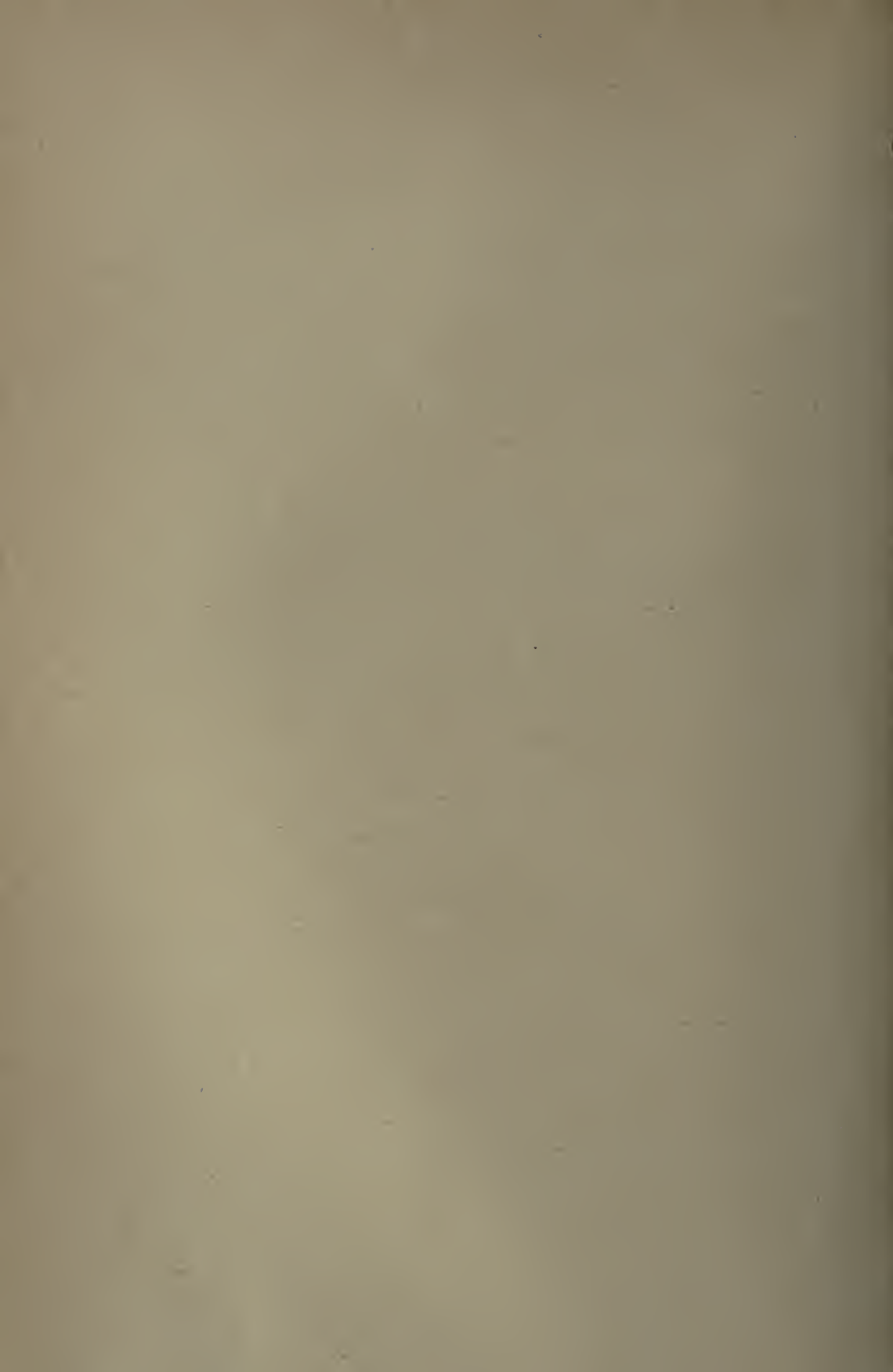
4. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

Indenture of Mortgage or Deed of Trust made as of the 1st day of April, A.D. 1912, between Algoma Steel Corporation, Limited, a Company duly incorporated under the laws of the Province of Ontario, of the first part; United States Mortgage and Trust Company, a Company duly incorporated under the laws of the State of New York, of the second part, and The Lake Superior Corporation, a Company duly incorporated under the laws of the State of New Jersey, of the third part (known as the First and Refunding Mortgage) to secure payment of the First and Refunding Mortgage, Five Per Cent. Fifty Year Sinking Fund Gold Bonds of Algoma Steel Corporation, Limited, to the aggregate amount of Thirty Million Dollars, registered on the 13th day of June, 1912, in the Registry Office for the Registry Division of Algoma, in Book R for Sault Ste. Marie, as Number 20208, and filed in the Office of Land Titles at Sault Ste. Marie on the 17th day of October, 1912, as Number 11285.

SCHEDULE "B"

Indenture of Mortgage or Deed of Trust, made as of the 1st day of April, A.D. 1912, between Algoma Steel Corporation, Limited, a Company duly incorporated under the laws of the Province of Ontario, of the first part, and United States Mortgage and Trust Company, a Company duly incorporated under the laws of the State of New York, of the second part (known as the Purchase Money Mortgage) to secure the Purchase Money, Five Per Cent. Bonds of Algoma Steel Corporation, Limited, to the amount of Five Million Eight Hundred Thousand Dollars, registered on the 10th day of June, 1912, in the Registry Office for the Registry Division of Algoma, in Book R for Sault Ste. Marie, as Number 20186, and filed in the Office of Land Titles at Sault Ste. Marie on the 17th day of October, 1912, as Number 11284.



BILL
An Act respecting Algoma Steel
Corporation, Limited.

1st Reading

2nd Reading

3rd Reading

MR. LYONS

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Algoma Steel Corporation, Limited.

MR. LYONS

No. 20

1933

BILL

An Act respecting Algoma Steel Corporation, Limited.

Preamble.

WHEREAS Algoma Steel Corporation, Limited, by a mortgage dated April 1st, 1912, known as the First and Refunding Mortgage, mortgaged, charged, assigned and granted the lands, premises and other assets therein described, to United States Mortgage and Trust Company, a company incorporated under the laws of the State of New York, to secure an issue of bonds known as the First and Refunding Bonds of the said corporation; and whereas said Algoma Steel Corporation, Limited, by a further mortgage dated April 1st, 1912, known as the Purchase Money Mortgage, mortgaged, charged, assigned and granted the lands, premises and other assets therein described to the said United States Mortgage and Trust Company, to secure an issue of bonds known as Purchase Money Bonds of the said corporation; and whereas on the 11th day of June, 1929, United States Mortgage and Trust Company was by appropriate proceedings under the laws of the State of New York merged with and into Chemical Bank & Trust Company; and whereas The Toronto General Trusts Corporation and The Trusts and Guarantee Company Limited were on June 16th, 1932, duly appointed Successor Trustee under the said First and Refunding Mortgage and under the said Purchase Money Mortgage, respectively; and whereas United States Mortgage and Trust Company and its successor, Chemical Bank & Trust Company, were not registered under the provisions of *The Loan and Trust Corporation Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, and The Toronto General Trusts Corporation and The Trusts and Guarantee Company Limited have petitioned that the said mortgages be validated and confirmed by an Act of the Legislature of the Province of Ontario; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of, the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Algoma Steel Corporation, Limited, Mortgages, Act, 1933*. Short title.

2. Notwithstanding anything contained in *The Loan and Trust Corporations Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, the mortgage made by Algoma Steel Corporation, Limited, to United States Mortgage and Trust Company dated the 1st day of April, 1912, known as the First and Refunding Mortgage, referred to in schedule "A" to this Act, is hereby validated and confirmed as of the date thereof, and declared to be and since its date to have been legal, valid and binding upon Algoma Steel Corporation, Limited, and of the same effect as if United States Mortgage and Trust Company and Chemical Bank & Trust Company had on the date of the delivery of the said mortgage and at all times thereafter been registered under the provisions of the said *The Loan and Trust Corporations Act* and any amendments thereto and substitutions therefor. Confirmation of First and Refunding Mortgage.

(2) The appointment of The Toronto General Trusts Corporation as Successor Trustee under the aforesaid First and Refunding Mortgage is hereby validated and confirmed as of the date thereof, and it is hereby declared that The Toronto General Trusts Corporation, as Successor Trustee thereunder, is and since its appointment as such Successor Trustee has at all times been vested with the same property, title, powers, rights, duties and responsibilities as if it had been originally named as Trustee under the aforesaid First and Refunding Mortgage. Appointment and powers of trustee confirmed.

3. Notwithstanding anything contained in *The Loan and Trust Corporations Act*, being chapter 34 of the Statutes of Ontario, 1912, and any amendments thereto and substitutions therefor, the mortgage made by Algoma Steel Corporation, Limited, to United States Mortgage and Trust Company, dated the 1st day of April, 1912, known as the Purchase Money Mortgage, referred to in schedule "B" to this Act, is hereby validated and confirmed as of the date thereof, and declared to be and since its date to have been legal, valid and binding upon Algoma Steel Corporation, Limited, and of the same effect as if United States Mortgage and Trust Company and Chemical Bank & Trust Company had on the date of the delivery of the said mortgage and at all times thereafter been registered under the provisions of the said *The Loan and Trust Corporations Act* and any amendments thereto and substitutions therefor. Purchase money mortgage confirmed.

(2) The appointment of The Trusts and Guarantee Company Limited as Successor Trustee under the aforesaid Appointment and powers of trustee confirmed.

Purchase Money Mortgage is hereby validated and confirmed as of the date thereof, and it is hereby declared that The Trusts and Guarantee Company Limited as Successor Trustee thereunder is and since its appointment as Successor Trustee has at all times been vested with the same property, title, powers, rights, duties and responsibilities as if it had been originally named as Trustee under the aforesaid Purchase Money Mortgage.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

Indenture of Mortgage or Deed of Trust made as of the 1st day of April, A.D. 1912, between Algoma Steel Corporation, Limited, a Company duly incorporated under the laws of the Province of Ontario, of the first part; United States Mortgage and Trust Company, a Company duly incorporated under the laws of the State of New York, of the second part, and The Lake Superior Corporation, a Company duly incorporated under the laws of the State of New Jersey, of the third part (known as the First and Refunding Mortgage) to secure payment of the First and Refunding Mortgage, Five Per Cent. Fifty Year Sinking Fund Gold Bonds of Algoma Steel Corporation, Limited, to the aggregate amount of Thirty Million Dollars, registered on the 13th day of June, 1912, in the Registry Office for the Registry Division of Algoma, in Book R for Sault Ste. Marie, as Number 20208, and filed in the Office of Land Titles at Sault Ste. Marie on the 17th day of October, 1912, as Number 11285.

SCHEDULE "B"

Indenture of Mortgage or Deed of Trust, made as of the 1st day of April, A.D. 1912, between Algoma Steel Corporation, Limited, a Company duly incorporated under the laws of the Province of Ontario, of the first part, and United States Mortgage and Trust Company, a Company duly incorporated under the laws of the State of New York, of the second part (known as the Purchase Money Mortgage) to secure the Purchase Money, Five Per Cent. Bonds of Algoma Steel Corporation, Limited, to the amount of Five Million Eight Hundred Thousand Dollars, registered on the 10th day of June, 1912, in the Registry Office for the Registry Division of Algoma, in Book R for Sault Ste. Marie, as Number 20186, and filed in the Office of Land Titles at Sault Ste. Marie on the 17th day of October, 1912, as Number 11284.

BILL

An Act respecting Algoma Steel Corporation, Limited.

1st Reading

February 21st, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. LYONS

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Weston.

MR. PRICE (York West)

(PRIVATE BILL)

BILL

An Act respecting the Town of Weston.

Preamble.

WHEREAS the corporation of the town of Weston has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Weston Act, 1933*.

By-laws for holding nominations and elections.

2.—(1) The council of the corporation of the town of Weston may by by-law passed not later in the year than the 1st day of November, provide that the meeting of electors for the nomination of all candidates for council, board of education and public utilities commission, shall be held on the Thursday in the week next preceding the week containing the third Saturday in December, and that the polling shall take place on the third Saturday in December, and such by-law shall remain in force from year to year until repealed.

Municipal Act to apply. Rev. Stat., c. 233.

(2) In the event of a by-law being passed under the next preceding subsection all the provisions of *The Municipal Act* respecting elections shall, except where inconsistent with the provisions of this Act, be applicable to all elections for council, board of education and public utilities commission of the town of Weston.

Publication of statement of assets and liabilities.

3.—(1) In the event of the council of the town of Weston passing a by-law under the next preceding section hereof the council shall hold a meeting on the 15th day of November in the year in which such by-law is passed and in each succeeding year while such by-law remains in force, and shall immediately thereafter publish a detailed statement of the receipts and expenditures of the corporation for the portion of the year ended on that day, together with a statement of assets, liabilities and uncollected taxes, and a similar statement respecting the last forty-six days of the next preceding year;

provided, however, the statement published in the year in which such by-law is passed respecting a portion of the next preceding year shall be respecting the last fifteen days only of such next preceding year.

Publication
of state-
ments.

(2) The statements shall be signed by the head of the council and by the treasurer, and shall be published.

Posting up
statements

(3) Instead of publishing the statements the council may cause them to be posted up, not later than the 24th day of November, in the office of the clerk and of the treasurer, at all post offices, and at not less than twelve other conspicuous places in the municipality.

Delivery
of copies to
electors.

(4) The clerk shall procure to be printed not less than one hundred copies of the statements and shall deliver or transmit by post one of them to every elector who requests him to do so, not later than the 24th day of November in each year, and shall also see that copies of the statements are produced at the nomination meeting.

Making
untrue
entries in
financial
statements.

(5) A member of the council or an officer of the corporation or any other person, who knowingly makes or causes or procures to be made, any untrue entry in the statements, or who knowingly omits or causes to be omitted from them anything which should be included, shall incur a penalty of not less than \$5 nor more than \$40, recoverable under *The Summary Convictions Act*.

Rev. Stat.,
c. 121.

Exception
to holding
meetings and
issuing
financial
statements.

(6) In the event of the council of the town of Weston passing a by-law under the provisions of the next preceding section it shall not be necessary, while the said by-law remains in force, for the said council to hold a meeting on the 15th day of December in each year, or to prepare, publish, post up, print, deliver or transmit any statements except as required by this section.

Separate roll
for income
assessments.

Rev. Stat.,
c. 238.

4.—(1) Notwithstanding the provisions of *The Assessment Act* and any assessments of income heretofore made thereunder the council of the corporation of the town of Weston may by by-law provide for taking the assessment of income for the purposes of taxation in the year 1934 and in every year thereafter separately from the time for taking the assessment of real property and for taking the same during such time of the year in which the rates of taxation thereon are to be levied as the by-law may provide.

Return of
roll and
appeals.

(2) Any such by-law shall provide for the time when the roll for such income assessments shall be returned, for the holding of a court of revision for hearing appeals from any

assessment therein in manner provided by *The Assessment Act* upon the return of such assessment roll to the clerk. The time for appeal to the court of revision shall be within ten days after the last day fixed for the return of the said roll and the time for appealing from the court of revision to the county judge shall be within three days after the decision of the court of revision is given.

Revised
assessment
roll.

(3) The assessment of income so made and completed in any year, whether or not it is completed by the time provided by the by-law, shall upon its final revision by the assessment of income on which the rate of taxation upon income for such year shall be levied by the council and the assessment roll thereof with the assessment roll of real property, business and other assessments made for the same year shall when both thereof are finally revised together form the last revised assessment roll of the whole rateable property within the municipality within the meaning and for the purposes of *The Municipal Act, The Assessment Act* and any other general or special Act.

Rev. Stat.,
cc. 233, 238.

Times for
payment of
income tax.

(4) The said council may provide that taxation upon income assessments may be made payable at times different from those at which other taxation is made payable.

Rate of
income tax.

5.—(1) Notwithstanding the provisions of *The Municipal Act* or of any other general or special Act the said council may by by-law passed in the year 1934 and each year thereafter provide that the rate of taxation to be levied in such year on assessments of income shall be such rate as may be fixed by the said by-law. The said rate may vary from but shall not exceed the rate of taxation levied or to be levied in such year upon assessments of real property and shall not be less than thirty-five mills in the dollar.

Income tax
applicable
for general
purposes.

(2) The amount of taxation levied on assessments of income in each year shall be deemed to be levied to meet the general expenses of the municipality including the amount required to be levied for county purposes and shall be applied for the said purposes.

Confirma-
tion of tax
sales and
conveyances.

6.—(1) All sales of land within the town of Weston made prior to the 31st day of December, 1931, which purport to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the mayor and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or

purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

7. This Act, other than section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the Town of Weston.

1st Reading

2nd Reading

3rd Reading

MR. PRICE (York, West)

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Village of Forest Hill.

MR. OAKLEY.

(PRIVATE BILL)

BILL

An Act respecting the Village of Forest Hill.

Preamble.

WHEREAS the corporation of the village of Forest Hill has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Village of Forest Hill Act, 1933*.

Power to fix date for taking the assessment and to provide for separate income assessment.

Rev. Stat., c. 238.

2.—(1) Notwithstanding the provisions of *The Assessment Act*, the council of the corporation of the village of Forest Hill may by by-law provide,—

- (a) for taking the assessment in each year between such times as the by-law may define;
- (b) for taking the assessment of income for the purpose of taxation in the year 1933 and in every year thereafter separately from the time for taking the assessment of real property and for taking the same during such time of the year in which the rates of taxation thereon are to be levied as the by-law may provide.

Return of roll and appeals therefrom.

Rev. Stat., c. 238.

(2) Any such by-laws shall provide for the time when the roll for such assessments shall be returned, for the holding of a court of revision for hearing appeals from any assessment therein in the manner provided by *The Assessment Act*, upon the return of such assessment roll or rolls to the clerk. The time for appeal to the court of revision shall be within ten days after the last day fixed for the return of the said roll or rolls and the time for appealing from the court of revision to the county judge shall be within three days after the decision of the court of revision is given.

Final
revision.

(3) The assessments so made and completed in any year, whether or not they are completed by the time provided by the by-law, shall upon their final revision be the assessments on which the rate of taxation for such year shall be levied by the council, and the assessment roll thereof or in the event of a separate assessment for income being made, such income assessment with the assessment roll of real property, business and other assessments made for the same year shall when they are finally revised form the last revised assessment roll of the whole rateable property within the municipality within the meaning and for the purpose of *The Municipal Act*, *The Assessment Act* and any other general or special Act.

Times for
payment of
income tax.

(4) The council may provide that taxation upon income assessments may be made payable at times different from those at which other taxation is made payable.

Authority
to remove
electric
wires from
highways.

3. The council of the said corporation may exercise the powers conferred on cities and towns by clause *n* of section 2 of *The Local Improvement Act*.

Authority
to enlarge
a park on
Bathurst St.

4. The council of the said corporation may enter into an agreement for the purchase of an additional two acres of land for the purpose of enlarging the public park on the east side of Bathurst Street, and may pass by-laws for such purpose and for the issue of debentures to pay for the said land, and it shall not be necessary to obtain the assent of the electors of the said village qualified to vote on money by-laws to the passing of any such by-laws.

Assent of
electors not
requisite.

Residents to
file income
return by
date fixed by
by-law.

5. Every person in the village of Forest Hill in receipt of an income liable to assessment shall within the time fixed by by-law of the council forward to the assessor a statutory declaration according to the form referred to in subsection 2 of section 18 of *The Assessment Act*, showing the income received during the year ending on the 31st day of December then last past.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Village of Forest Hill.

1st Reading

2nd Reading

3rd Reading

MR. OAKLEY

(Private Bill)

No. 22

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Village of Forest Hill.

MR. OAKLEY.

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Village of Forest Hill.

Preamble.

WHEREAS the corporation of the village of Forest Hill has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Village of Forest Hill Act, 1933*.

Authority to remove electric wires from highways.

2. The council of the said corporation may exercise the powers conferred on cities and towns by clause *n* of section 2 of *The Local Improvement Act*.

Authority to enlarge a park on Bathurst St.

3. The council of the said corporation may enter into an agreement for the purchase of an additional two acres of land for the purpose of enlarging the public park on the east side of Bathurst Street, and may pass by-laws for such purpose and for the issue of debentures to pay for the said land, and it shall not be necessary to obtain the assent of the electors of the said village qualified to vote on money by-laws to the passing of any such by-laws.

Assent of electors not requisite.

Commencement of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Village of Forest Hill.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. OAKLEY

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Village of Forest Hill.

MR. OAKLEY.

No. 22

1933

BILL

An Act respecting the Village of Forest Hill.

Preamble.

WHEREAS the corporation of the village of Forest Hill has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Village of Forest Hill Act, 1933*.

Authority
to remove
electric
wires from
highways.

2. The council of the said corporation may exercise the powers conferred on cities and towns by clause *n* of section 2 of *The Local Improvement Act*.

Authority
to enlarge
a park on
Bathurst St.

3. The council of the said corporation may enter into an agreement for the purchase of an additional two acres of land for the purpose of enlarging the public park on the east side of Bathurst Street, and may pass by-laws for such purpose and for the issue of debentures to pay for the said land, and it shall not be necessary to obtain the assent of the electors of the said village qualified to vote on money by-laws to the passing of any such by-laws.

Assent of
electors not
requisite.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Village of Forest Hill.

1st Reading

March 7th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. OAKLEY

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Scarborough.

MR. OAKLEY

(PRIVATE BILL.)

BILL

An Act respecting the Township of Scarborough.

Preamble.

WHEREAS James Grant, William A. Paterson, Allan P. Wheler, A. E. Kennedy, Harold McCowan and other persons, freeholders and resident tenants numbering more than seventy-five per centum of all the owners and resident tenants of part of the township of Scarborough in the county of York hereinafter more particularly described as Ward 1 and which may be known as the northern part of the township, have by petition set forth that the northern part of the said township is entirely rural in its character and occupied almost altogether for farming purposes, while the remainder of the township being the southwestern portion, is almost entirely urban in its character and thickly populated, and in view of such conditions, the said petitioners have prayed that an Act be passed in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Scarborough Act, 1933*.

Division
in wards.

2. For the purposes mentioned in this Act, the township of Scarborough is divided into Wards 1 and 2, as the same are described in schedule "A" hereto.

Composition
of council.

3.—(1) For the year 1934 and every year thereafter the council of the said township shall be composed of a reeve, a deputy reeve and three councillors.

Reeve.

(2) The reeve shall be elected annually by general vote of the voters of the whole township but he shall be elected in alternate years from among the persons resident and qualified to be elected in Ward 1 and Ward 2, that is to say, for the year 1934 he shall be elected from among those resident and

qualified in Ward 1, for the year 1935 from among those resident and qualified in Ward 2, and thereafter alternately from Ward 1 and Ward 2.

Deputy
reeve.

(3) The deputy reeve shall be elected annually, but he shall be elected in alternate years from among the persons resident and qualified to be elected in Ward 1 and Ward 2, that is to say for the year 1934 he shall be elected from among those resident and qualified in Ward 2, for the year 1935 from among those resident and qualified in Ward 1, and thereafter alternately from Ward 2 and Ward 1, but the deputy reeve shall be elected by a vote only of the electors of the Ward in which he is resident and qualified, as in the case of the election of a councillor by wards, and not by a general vote of the electors of the whole township.

Councillors.

(4) The three councillors shall be elected annually by wards, and for the year for which the reeve is to be elected from among those resident and qualified in Ward 1 two of the councillors shall be elected for such Ward 1 and one of them to be elected for the same year for Ward 2, and for the year for which the reeve is to be elected from among those resident and qualified in Ward 2 two of the councillors shall be elected for such Ward 2, and one of them to be elected for the same year for Ward 1, and thereafter in the same alternate manner for the said wards.

Rev. Stat.,
c. 232, to
apply.

(5) The provisions of *The Municipal Act* relating to the election by wards of the council of an urban municipality shall apply, and except as otherwise provided in this section the provisions of the said Act relating to the election of a township council shall apply.

County
council re-
presentation.

Rev. Stat.,
c. 233.

(6) The reeve and deputy reeve elected pursuant to the provisions of this Act shall for all purposes of *The Municipal Act* and any other general or special Act be deemed to be the reeve and deputy reeve, respectively, of the said township.

Special
power of
supervisors.

1932, c. 27.

4.—(1) Notwithstanding the provisions of any general or special Act, and in addition to or by way of substitution for the powers possessed by them under Part VI of *The Ontario Municipal Board Act, 1932*, the committee of supervisors for the said township shall have and may exercise any and all of the following powers to:

Assets and
liabilities.

- (a) adjust and apportion between Ward 1 and Ward 2 any part or parts of the assets and liabilities of the said township as such assets and liabilities were on the 1st day of January, 1933;
- (b) adjust and apportion among any area or areas in Ward 1 and Ward 2 or in both of said wards, as such

area or areas may be defined by the said supervisors, any part or parts of the said assets and liabilities;

Assessment. (c) provide and require that for any of the purposes mentioned in this Act the assessment roll or rolls of the said township be made separately for Ward 1 and Ward 2, and for any area or areas defined under clause *b*; and as to the manner and times for making the assessments and assessment rolls;

Rates. (d) provide for, impose, rate, levy and collect and require and cause to be imposed, rated, levied and collected different, special and varying rates, rents, charges and taxes in Ward 1 and Ward 2 and in any area or areas defined under clause *b*;

Collection of rates. (e) provide for, require and cause rates, rents, charges and taxes imposed and levied in Ward 1 and Ward 2 or in any area or areas defined under clause *b* to be payable and collected at different times, in different manner and at varying rates of discounts or penalties;

Revenues. (f) apportion and appropriate the revenues of the said township between Ward 1 and Ward 2 and between or among the said wards, or either of them, and the said area or areas defined under clause *b*, and to allocate any part of the said revenues wholly to the said wards or either of them or any such area or areas.

Exercise of special powers. 5. Subject to section 6, the said supervisors may exercise any and all of the powers conferred by section 4 from time to time and at any time as in their discretion they may see fit, and may at any time vary, amend or revoke any order, direction or decision made with respect thereto.

Jurisdiction of Municipal Board. 6. The exercise by the said supervisors of the powers conferred by section 4 shall be subject to the jurisdiction of The Ontario Municipal Board in accordance with Part VI of *The Ontario Municipal Board Act, 1932*, and in addition to the right of appeal provided for the boards, bodies and persons mentioned in section 93 of the said Act, an appeal from any order, direction or decision of the said supervisors made under section 4 of this Act may be made to the said board by any two members of the council of the said township.

Existing rights of creditors not disturbed. 7. Nothing in this Act contained shall in any way be or be deemed to be in derogation of the rights of any creditor or creditors of the corporation of the said township, which rights shall continue subject only to the provisions of Part VI of *The*

1932, c. 27. *Ontario Municipal Board Act, 1932*, and of any other statute affecting the same, and no adjustment or apportionment of any of the assets and liabilities of the said township made by the supervisors under any of the powers conferred by section 4 shall in any way affect the rights of said creditor or creditors.

Local
improve-
ments.

8.—(1) No work shall hereafter be undertaken by the council of the said township pursuant to the provisions of *The Local Improvement Act*, without leave of the Ontario Municipal Board first being obtained.

Rev. Stat.
c. 235.

Duration
of section.

(2) This section shall remain in force until the 31st day of December, 1939.

Expenses of
obtaining
Act.

9. All expenses incurred by the said petitioners in obtaining this Act, shall to the extent the same are approved by the said supervisors be paid by the corporation of the said township to such persons as the said supervisors may direct, but the whole of the amount so paid shall be borne by a special rate on the rateable property in said Ward 1, and no part thereof shall be rated on the rateable property in said Ward 2.

By-law
No. 1865 and
agreement
confirmed.

10. By-law number 1865 of the corporation of the said township passed on the 20th day of February, 1933, and the agreement bearing the same date entered into pursuant to the said by-law with the Canadian Bank of Commerce are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Application
of Part VI of
1932, c. 27.

11.—(1) Subject to the provisions of this Act, Part VI of *The Ontario Municipal Board Act, 1932*, shall apply and since the 15th day of December, 1932 be deemed to have applied to the township of Scarborough and the supervisors of the said township appointed pursuant to said Part VI shall for all purposes of the said Act and of this Act be and since the said date be deemed to have been the committee of supervisors of the said township.

Tenure
of office.

(2) The said supervisors shall hold office during the pleasure of the said board and until their respective successors are appointed pursuant to the provisions of said Part VI.

Commence-
ment of Act.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

DESCRIPTION OF WARD 1

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and distant northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue); Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof, to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the northerly limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a northeasterly direction following said high water mark of the north shore of Lake Ontario to the southeast corner of the Township of Scarborough; Thence northerly along the east limit of the Township of Scarborough to the northeast angle of the said Township; Thence westerly along the north limit of the Township of Scarborough to the northwest angle of the said Township; Thence southerly along the west limit of the Township of Scarborough to the place of beginning.

DESCRIPTION OF WARD 2

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and distant northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue; Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the north limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a southwesterly direction following the said high water mark of the north shore of Lake Ontario to the southwest corner of the said Township; Thence northerly along the west limit of the Township of Scarborough to the point of commencement.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

2nd Reading

3rd Reading

MR. OAKLEY

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Scarborough.

MR. OAKLEY

(PRIVATE BILL)

No. 23

1933

BILL

An Act respecting the Township of Scarborough.

Preamble.

WHEREAS James Grant, William A. Paterson, Allan P. Wheler, A. E. Kennedy, Harold McCowan and other persons, freeholders and resident tenants numbering more than seventy-five per centum of all the owners and resident tenants of part of the township of Scarborough in the county of York hereinafter more particularly described as Ward 1 and which may be known as the northern part of the township, have by petition set forth that the northern part of the said township is entirely rural in its character and occupied almost altogether for farming purposes, while the remainder of the township being the southwestern portion, is almost entirely urban in its character and thickly populated, and in view of such conditions, the said petitioners have prayed that an Act be passed in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Scarborough Act, 1933*.

Division
in wards.

2. For the purposes mentioned in this Act, the township of Scarborough is divided into Wards 1 and 2, as the same are described in schedule "A" hereto.

Composition
of council.

3.—(1) For the year 1934 and every year thereafter the council of the said township shall be composed of a reeve and four councillors, one of whom shall be the deputy reeve as hereinafter provided.

Reeve.

(2) The reeve shall be elected annually by general vote of the voters of the whole township, and the four councillors shall be elected annually by wards, two being elected from each of the Wards 1 and 2, and the provisions of *The Municipal Act* relating to the election by Wards of the council of an urban municipality shall apply.

Rev. Stat.,
c. 233.

Deputy
reeve.

(3) The deputy reeve for any year shall be the councillor who received the highest number of votes of the two councillors who at the annual election were elected for the Ward other than that in which at the time of the election the reeve elected for such year actually resided, or, in the case of the reeve being a non-resident of the said township, other than that in which the property upon which he qualified is situate; and where for any year by reason of a tie or an election by acclamation it is impossible to determine the matter in the manner aforesaid, the councillor of the two who has the higher assessment shall be the deputy reeve for such year, and in case in any year a vacancy shall occur in the office of the councillor who is the deputy reeve, the other councillor elected for the same Ward shall be the deputy reeve for the remaining portion of such year.

Who to
be reeve and
deputy
reeve.

(4) The reeve and deputy reeve elected or as ascertained pursuant to this section, shall for all purposes be deemed to be the reeve and deputy reeve, respectively, of the said township.

Special
power of
supervisors.

1932, c. 27.

4.—(1) Notwithstanding the provisions of any general or special Act, and in addition to or by way of substitution for the powers possessed by them under Part VI of *The Ontario Municipal Board Act, 1932*, but subject to *The Power Commission Act* the committee of supervisors for the said township shall have and may exercise any and all of the following powers to:

Assets and
liabilities.

(a) adjust and apportion between Ward 1 and Ward 2 any part or parts of the assets and liabilities of the said township as such assets and liabilities were on the 1st day of January, 1933;

Rates.

(b) provide for, impose, rate, levy and collect and require and cause to be imposed, rated, levied and collected different, special and varying rates, rents, charges and taxes in Ward 1 and Ward 2 and in any area or areas defined by the said supervisors;

Collection
of rates.

(c) provide for, require and cause rates, rents, charges and taxes imposed and levied in Ward 1 and Ward 2 or in any area or areas defined under clause *b* to be payable and collected at different times, in different manner and at varying rates of discounts or penalties;

Revenues.

(d) apportion and appropriate the revenues of the said township other than the revenues of the Public Utilities Commission thereof, between Ward 1 and Ward 2, or either of them, and the said area or areas

defined under clause *b*, and to allocate any part of the said revenues wholly to the said wards or either of them or any such area or areas.

Exercise of
special
powers.

5. Subject to section 6, the said supervisors may exercise any and all of the powers conferred by section 4 from time to time and at any time as in their discretion they may see fit, and may at any time vary, amend or revoke any order, direction or decision made with respect thereto.

Jurisdiction
of Municipal
Board.

1932, c. 27.

6. The exercise by the said supervisors of the powers conferred by section 4 shall be subject to the jurisdiction of The Ontario Municipal Board in accordance with Part VI of *The Ontario Municipal Board Act, 1932*, and in addition to the right of appeal provided for the boards, bodies and persons mentioned in section 93 of the said Act, an appeal from any order, direction or decision of the said supervisors made under section 4 of this Act may be made to the said board by any two members of the council of the said township.

Existing
rights of
creditors not
disturbed.

1932, c. 27.

7. Nothing in this Act contained shall in any way be or be deemed to be in derogation of the rights of any creditor or creditors of the corporation of the said township, which rights shall continue subject only to the provisions of Part VI of *The Ontario Municipal Board Act, 1932*, and of any other statute affecting the same, and no adjustment or apportionment of any of the assets and liabilities of the said township made by the supervisors under any of the powers conferred by section 4 shall in any way affect the rights of said creditor or creditors.

Local
improve-
ments.

Rev. Stat.
c. 235.

8.—(1) No work shall hereafter be undertaken by the council of the said township pursuant to the provisions of *The Local Improvement Act*, without leave of the Ontario Municipal Board first being obtained.

Duration
of section.

(2) This section shall remain in force until the 31st day of December, 1939.

Expenses of
obtaining
Act.

9. All expenses incurred by the said petitioners in obtaining this Act, shall to the extent the same are approved by the said supervisors be paid by the corporation of the said township to such persons as the said supervisors may direct, but the whole of the amount so paid shall be borne by a special rate on the rateable property in said Ward 1, and no part thereof shall be rated on the rateable property in said Ward 2.

By-law
No. 1865 and
agreement
confirmed.

10. By-law number 1865 of the corporation of the said township passed on the 20th day of February, 1933, and the agreement bearing the same date entered into pursuant to the said by-law with the Canadian Bank of Commerce are and

each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Application
of Part VI of
1932, c. 27.

11.—(1) Subject to the provisions of this Act, Part VI of *The Ontario Municipal Board Act, 1932*, shall apply and since the 15th day of December, 1932 be deemed to have applied to the township of Scarborough and the supervisors of the said township appointed pursuant to said Part VI shall for all purposes of the said Act and of this Act be and since the said date be deemed to have been the committee of supervisors of the said township.

Tenure
of office

(2) The said supervisors shall hold office during the pleasure of the said board and until their respective successors are appointed pursuant to the provisions of said Part VI.

Commence-
ment of Act

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

DESCRIPTION OF WARD 1

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and distant northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue); Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof, to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the northerly limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a northeasterly direction following said high water mark of the north shore of Lake Ontario to the southeast corner of the Township of Scarborough; Thence northerly along the east limit of the Township of Scarborough to the northeast angle of the said Township; Thence westerly along the north limit of the Township of Scarborough to the northwest angle of the said Township; Thence southerly along the west limit of the Township of Scarborough to the place of beginning.

DESCRIPTION OF WARD 2

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue; Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the north limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a southwesterly direction following the said high water mark of the north shore of Lake Ontario to the southwest corner of the said Township; Thence northerly along the west limit of the Township of Scarborough to the point of commencement.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. OAKLEY

(*Reprinted as amended by the Private Bills
Committee*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Scarborough.

MR. OAKLEY

No. 23

1933

BILL

An Act respecting the Township of Scarborough.

Preamble.

WHEREAS James Grant, William A. Paterson, Allan P. Wheler, A. E. Kennedy, Harold McCowan and other persons, freeholders and resident tenants numbering more than seventy-five per centum of all the owners and resident tenants of part of the township of Scarborough in the county of York hereinafter more particularly described as Ward 1 and which may be known as the northern part of the township, have by petition set forth that the northern part of the said township is entirely rural in its character and occupied almost altogether for farming purposes, while the remainder of the township being the southwestern portion, is almost entirely urban in its character and thickly populated, and in view of such conditions, the said petitioners have prayed that an Act be passed in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Scarborough Act, 1933*.

Division
in wards.

2. For the purposes mentioned in this Act, the township of Scarborough is divided into Wards 1 and 2, as the same are described in schedule "A" hereto.

Composition
of council.

3.—(1) For the year 1934 and every year thereafter the council of the said township shall be composed of a reeve and four councillors, one of whom shall be the deputy reeve as hereinafter provided.

Reeve.

(2) The reeve shall be elected annually by general vote of the voters of the whole township, and the four councillors shall be elected annually by wards, two being elected from each of the Wards 1 and 2, and the provisions of *The Municipal Act* relating to the election by Wards of the council of an urban municipality shall apply.

Rev. Stat.,
c. 233.

(3) The deputy reeve for any year shall be the councillor who received the highest number of votes of the two councillors who at the annual election were elected for the Ward other than that in which at the time of the election the reeve elected for such year actually resided, or, in the case of the reeve being a non-resident of the said township, other than that in which the property upon which he qualified is situate; and where for any year by reason of a tie or an election by acclamation it is impossible to determine the matter in the manner aforesaid, the councillor of the two who has the higher assessment shall be the deputy reeve for such year, and in case in any year a vacancy shall occur in the office of the councillor who is the deputy reeve, the other councillor elected for the same Ward shall be the deputy reeve for the remaining portion of such year.

Deputy reeve.

(4) The reeve and deputy reeve elected or as ascertained pursuant to this section, shall for all purposes be deemed to be the reeve and deputy reeve, respectively, of the said township.

Who to be reeve and deputy reeve.

4.—(1) Notwithstanding the provisions of any general or special Act, and in addition to or by way of substitution for the powers possessed by them under Part VI of *The Ontario Municipal Board Act, 1932*, but subject to *The Power Commission Act* the committee of supervisors for the said township shall have and may exercise any and all of the following powers to:

Special power of supervisors.

1932, c. 27.

(a) adjust and apportion between Ward 1 and Ward 2 any part or parts of the assets and liabilities of the said township as such assets and liabilities were on the 1st day of January, 1933;

Assets and liabilities.

(b) provide for, impose, rate, levy and collect and require and cause to be imposed, rated, levied and collected different, special and varying rates, rents, charges and taxes in Ward 1 and Ward 2 and in any area or areas defined by the said supervisors;

Rates.

(c) provide for, require and cause rates, rents, charges and taxes imposed and levied in Ward 1 and Ward 2 or in any area or areas defined under clause *b* to be payable and collected at different times, in different manner and at varying rates of discounts or penalties;

Collection of rates.

(d) apportion and appropriate the revenues of the said township other than the revenues of the Public Utilities Commission thereof, between Ward 1 and Ward 2, or either of them, and the said area or areas

Revenues.

defined under clause *b*, and to allocate any part of the said revenues wholly to the said wards or either of them or any such area or areas.

Exercise of special powers.

5. Subject to section 6, the said supervisors may exercise any and all of the powers conferred by section 4 from time to time and at any time as in their discretion they may see fit, and may at any time vary, amend or revoke any order, direction or decision made with respect thereto.

Jurisdiction of Municipal Board.

1932, c. 27.

6. The exercise by the said supervisors of the powers conferred by section 4 shall be subject to the jurisdiction of The Ontario Municipal Board in accordance with Part VI of *The Ontario Municipal Board Act, 1932*, and in addition to the right of appeal provided for the boards, bodies and persons mentioned in section 93 of the said Act, an appeal from any order, direction or decision of the said supervisors made under section 4 of this Act may be made to the said board by any two members of the council of the said township.

Existing rights of creditors not disturbed.

1932, c. 27.

7. Nothing in this Act contained shall in any way be or be deemed to be in derogation of the rights of any creditor or creditors of the corporation of the said township, which rights shall continue subject only to the provisions of Part VI of *The Ontario Municipal Board Act, 1932*, and of any other statute affecting the same, and no adjustment or apportionment of any of the assets and liabilities of the said township made by the supervisors under any of the powers conferred by section 4 shall in any way affect the rights of said creditor or creditors.

Local improvements.

Rev. Stat. c. 235.

8.—(1) No work shall hereafter be undertaken by the council of the said township pursuant to the provisions of *The Local Improvement Act*, without leave of the Ontario Municipal Board first being obtained.

Duration of section.

(2) This section shall remain in force until the 31st day of December, 1939.

Expenses of obtaining Act.

9. All expenses incurred by the said petitioners in obtaining this Act, shall to the extent the same are approved by the said supervisors be paid by the corporation of the said township to such persons as the said supervisors may direct, but the whole of the amount so paid shall be borne by a special rate on the rateable property in said Ward 1, and no part thereof shall be rated on the rateable property in said Ward 2.

By-law No. 1865 and agreement confirmed.

10. By-law number 1865 of the corporation of the said township passed on the 20th day of February, 1933, and the agreement bearing the same date entered into pursuant to the said by-law with the Canadian Bank of Commerce are and

each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

11.—(1) Subject to the provisions of this Act, Part VI of *The Ontario Municipal Board Act, 1932*, shall apply and since the 15th day of December, 1932 be deemed to have applied to the township of Scarborough and the supervisors of the said township appointed pursuant to said Part VI shall for all purposes of the said Act and of this Act be and since the said date be deemed to have been the committee of supervisors of the said township.

(2) The said supervisors shall hold office during the pleasure of the said board and until their respective successors are appointed pursuant to the provisions of said Part VI.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

DESCRIPTION OF WARD 1

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and distant northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue); Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof, to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the northerly limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a northeasterly direction following said high water mark of the north shore of Lake Ontario to the southeast corner of the Township of Scarborough; Thence northerly along the east limit of the Township of Scarborough to the northeast angle of the said Township; Thence westerly along the north limit of the Township of Scarborough to the northwest angle of the said Township; Thence southerly along the west limit of the Township of Scarborough to the place of beginning.

DESCRIPTION OF WARD 2

That part of the Township of Scarborough described as follows:

Commencing at a point in the west limit of the Township of Scarborough distant one hundred and fifty feet (150') north of the north limit of the allowance for road between Concessions B and C (otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue and distant northerly one hundred and fifty feet (150') therefrom, to a point in Lot Number 28, Concession C, where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') northwesterly from the northwest limit of Danforth Road; Thence northeasterly along said last mentioned line parallel to Danforth Road to the point where the last mentioned line would be intersected by a line drawn parallel to and distant one hundred and fifty feet (150') westerly from the west limit of Linden Avenue as shown on Plan 1093 registered in the Registry Office for the East and West Riding of the County of York; Thence northerly in a straight line parallel to Linden Avenue and distant one hundred and fifty feet (150') westerly from the west limit, to a point in said Township Lot Number 28, Concession C, where a line drawn parallel to the north limit of the land shown in said Plan 1093 and distant one hundred and fifty feet (150') northerly from the north boundary of said Plan 1093 would if produced westerly intersect the said line drawn northerly parallel to Linden Avenue; Thence easterly parallel to the north limit of said Plan 1093 and distant one hundred and fifty feet (150') northerly therefrom to a point distant one hundred and fifty feet (150') westerly from the road allowance between Township Lots Numbers 26 and 27 (known as Midland Avenue; Thence northerly on a line parallel to Midland Avenue and distant one hundred and fifty feet (150') westerly from the west limit thereof to the south limit of the road allowance between Concessions C and D (known as Eglinton Avenue); Thence westerly along the said south limit of Eglinton Avenue to a point opposite (taken at right angles to the north limit of Eglinton Avenue) to a point in the north limit of Eglinton Avenue one hundred and fifty feet (150') westerly along Eglinton Avenue from the southeast angle of Lot Number 27 in Concession D; Thence northerly at right angles to Eglinton Avenue to a point one hundred and fifty feet (150') north of Eglinton Avenue; Thence easterly parallel to Eglinton Avenue to a point in Lot Number 25, Concession D, where the northerly extension of a line parallel to and one hundred and fifty feet (150') easterly from the east limit of Falmouth Avenue, Plan 2029 registered in the Registry Office for the East and West Riding of the County of York would intersect the line parallel to Eglinton Avenue; Thence southerly along the extension of and along the line drawn parallel to and one hundred and fifty feet (150') easterly from the east limit of said Falmouth Avenue, and crossing the Canadian National Railway to a point distant nineteen hundred and fifty feet (1,950') northerly from the allowance for road between Concessions B and C (being otherwise known as St. Clair Avenue); Thence easterly and parallel to the north limit of St. Clair Avenue to a point in the east limit of Lot Number 23, Concession C; Thence southerly along the east limit of Lots 23 in Concessions C and B, and crossing the Kingston Road and St. Clair Avenue in a straight line, to the high water mark point in the north shore of Lake Ontario; Thence in a southwesterly direction following the said high water mark of the north shore of Lake Ontario to the southwest corner of the said Township; Thence northerly along the west limit of the Township of Scarborough to the point of commencement.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

March 7th, 1933

2nd Reading

April 12th, 1933

3rd Reading

April 13th, 1933

MR. OAKLEY

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of East York.

MR. CASE

PRIVATE BILL

No. 24

1933

BILL

An Act respecting the Township of East York.

Preamble.

WHEREAS the corporation of the township of East York has by its petition prayed that it should be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Township of East York Act, 1933*.

Inter-
pretation.

2. In this Act,—

"Cor-
poration."

(a) "Corporation" shall mean the corporation of the township of East York;

"Council."

(b) "Council" shall mean the council of the corporation;

"Improved
land."

(c) "Improved land" shall mean any parcel of land separately assessed which has a permanent building thereon;

"Registrar."

(d) "Registrar" shall mean the registrar of the registry office or the master of titles as occasion may require;

"Registry
office."

(e) "Registry office" shall mean the registry office for the registry division of the east and west ridings of the county of York or the land titles office at Toronto, as occasion may require;

"Treasurer."

(f) "Treasurer" shall mean the treasurer of the corporation;

"Vacant
land."

(g) "Vacant land" shall mean any parcel of land separately assessed which has no *permanent* building thereon;

"Municipality."

(h) "Municipality" shall mean the municipality of the township of East York and shall include the corporation thereof.

Vesting of vacant lands in arrears for taxes.

3.—(1) Where any part of the taxes on any vacant land within the municipality remains unpaid on the 31st day of December in the year next following that in which the taxes were levied, such vacant land shall be vested in and become the property of the corporation upon registration by the treasurer of a tax arrears certificate, subject to the right of redemption hereinafter provided and to the provisions of subsection 5.

Vesting of improved lands in arrears for taxes.

(2) Where any part of the taxes on improved land within the municipality remains unpaid on the 1st day of January in the third year following that in which the taxes were levied, such improved land shall be vested in and become the property of the corporation upon registration by the treasurer of a tax arrears certificate, subject to the right of redemption hereinafter provided and to the provisions of subsection 5.

Registration of tax arrears certificate.

(3) The treasurer, with respect to vacant land upon which any part of the taxes remains unpaid after the time mentioned in subsection 1 and with respect to improved land upon which any part of the taxes remains unpaid after the time mentioned in subsection 2, may register in the registry office a certificate to be known as a tax arrears certificate, Form 1 to this Act, setting forth therein a description of such vacant land or improved land, as the case may be, and the amount of such unpaid taxes, with the amount of all penalties, interest and costs added thereto, and thereupon the land described in the certificate shall be vested in and become the property of the corporation, its successors and assigns, in fee simple or otherwise according to the nature of the estate, right, title and interest whatsoever of the owners thereof at the time of such vesting, and clear of and free from all such estate, right, title and interest, and all charges and encumbrances thereon and dower therein, subject only to the said right of redemption hereinafter provided and to the provisions of subsection 5.

Notice of registration of certificate.

(4) Immediately upon registration of a tax arrears certificate the treasurer shall cause to be sent by registered mail to the last known address of the assessed owner of the land therein described and to all persons appearing by the records of the registry office to have an interest therein a written notice, Form 2 to this Act, of the registration of such certificate and of the last day for redemption of such land.

Interest of Crown not affected.

(5) Where the Crown, whether as represented by the Government of Canada or the Government of the Province

of Ontario, has any interest in any land in respect of which taxes are in arrear, the interest only of the persons other than the Crown therein shall be vested in the corporation by the registration of a tax arrears certificate, and where such interest is that of a lessee, licensee or locatee, such vesting shall be valid without requiring the consent of the Minister of Lands and Forests.

Right of
redemption.

4. The owner of or any person appearing by the records of the registry office to have an interest in any land in respect of which a tax arrears certificate has been registered may redeem the same at any time within one year after the date of registration of the certificate by paying to the corporation the amount set forth in such certificate in respect of the land to be redeemed, together with the amount of all expenses incurred by the corporation and the treasurer in registering the certificates and for searches and postage and \$1 for each certificate and for each notice sent under subsection 4 of section 3, and also by paying to the corporation all taxes, including the local improvement rates and interest thereon, which would have accrued against the land if it had remained the property of the former owner and had been liable for ordinary taxation and if the value thereof is not shown upon the assessment roll, such taxes shall be computed at the rate fixed by by-law for each year for which such taxes are payable upon the value placed thereon upon the assessment roll for the last preceding year in which it was assessed and the local improvement rates shall be computed at the rate fixed in the by-law by which the same were rated or imposed and upon the frontage as shown upon the list of properties and the frontages thereof as settled by the court of revision for such local improvements, and a certificate of the treasurer as to the total amount payable in order to redeem the land shall be final and conclusive.

Registration
of redemp-
tion certi-
ficate.

(2) Upon redemption being made under this section, the treasurer shall forthwith register in the registry office a certificate to be known as a redemption certificate, Form 3 to this Act, setting forth therein a description of the land redeemed, and a redemption certificate shall, subject to subsection 3, when registered, be as valid and effective in law as a conveyance of the land described therein to the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, of the original estate of such registered owner and a valid and effectual cancellation of the tax arrears certificate registered with respect to such land.

Lien of other
than owner.

(3) If land is redeemed by any person entitled to redeem the same, other than the owner, such person shall have a lien upon the owner's interest therein for the amount paid to redeem the said land.

Duty of
registrar.

5.—(1) Every certificate registered under sections 3 and 4 shall be entered by the registrar in the registry book in its proper order and in the proper abstract index or under the proper parcel number provided under *The Registry Act* or *The Land Titles Act*, as the case may be.

Rev. Stat.,
cc. 155, 158.

Fees of
registrar.

(2) The registrar shall be entitled to the following fees for registration of a certificate under sections 3 and 4 and for searches made for the corporation for the purposes of section 3 and no others:

(a) For registering a tax arrears certificate, \$2;

(b) For registering a redemption certificate, 50 cents;

(c) If either certificate embraces more than one parcel of land, for each additional parcel over one, 5 cents;

(d) For each search made for the corporation for the purposes of section 3 five cents for each lot or parcel searched, but in no case to be more than \$5 for a search in respect of the lands described in any one tax arrears certificate and such fee shall include the production of any registered instruments affecting the lot or parcel searched.

Land
transfer tax
not payable.

Rev. Stat.,
c. 31.

(3) No tax shall be payable under the provisions of *The Land Transfer Tax Act* on registration of any tax arrears or redemption certificate.

Annual
salaries of
members of
council.

6.—(1) By-law number 2474 of the said corporation providing for annual salaries of the members of the council is hereby ratified and confirmed and declared to be legal, valid and binding.

Amendments
thereof.

(2) The council of the said corporation, by a vote of three-fifths of all the members thereof, may from time to time amend the said by-law subject to the approval of the Ontario Municipal Board, and any such amending by-law when so approved shall be legal, valid and binding.

Use of
surplus from
waterworks.

7. The council of the said corporation may from time to time use the whole or any part of the accumulated surplus from the operation of its water works system for the general purposes of the said corporation.

Use of
portion of
balance
under By-
No. 2254.

8. The public school board of section number 27 of the township of East York in the county of York may use \$10,000 of the balance at the credit of debenture by-law number 2254

of the municipality for the maintenance of schools under the jurisdiction of the said public school board.

Special
assessment
under By-
law No.
2427.

9.—(1) The council of the said corporation may pass a by-law to authorize the issue of debentures to pay for the work undertaken under by-law number 2427, and may assess \$3,753.26 of the cost thereof as the owners' portion of the cost by a special assessment against the abutting lands on the east side only of Woodbine Avenue in the same manner as if the said lands were the only lands abutting directly on the work within the meaning of *The Local Improvement Act*.

Rev. Stat.,
c. 235.

Special
assessment
for further
work.

(2) The council of the said corporation may hereafter construct an additional pavement fourteen feet in width on the westerly side of the said work and may assess the full cost thereof with curb and gutter as the owners' portion of the cost by a special assessment against the abutting lands on the west side only of Woodbine Avenue in the same manner as if the said lands were the only lands abutting directly on the work within the meaning of *The Local Improvement Act*.

Validation
of by-laws
and
debentures.

(3) Every such by-law and every debenture issued under the authority thereof shall be legal, valid and binding upon the said corporation and the ratepayers thereof and upon the property liable for any rate imposed by or under the authority of the by-law, notwithstanding any invalidity or irregularity in such by-law or the proceedings relating thereto, and the validity of the by-law and of every debenture issued thereunder may not be contested or questioned for any cause whatsoever, nor shall it be necessary for any purpose to its validity, that the judgment or opinion of any court or person be requisite or obtained, and every such debenture when issued shall according to the tenor thereof be a valid obligation of the said corporation.

Tax sales
and convey-
ances
confirmed.

10.—(1) All sales of land within the township of East York made prior to the 31st day of December, 1931, and purporting to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns, or to the said corporation shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein,

except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Provisions of
this Act to
prevail.

11. The powers contained in this Act shall be deemed to be in addition to and not in derogation of any power of the corporation under any other Act but where the provisions of any general or special Act conflict with the provisions of this Act, the latter shall prevail.

Commence-
ment of Act.

12. This Act, except section 10, shall come into force on the day upon which it receives the Royal Assent. Section 10 shall come into force on the first day of July, 1933.

FORM 1

TAX ARREARS CERTIFICATE

To the Registrar of the Registry Division of the East and West Ridings of the County of York, or to the Master of Titles:

I HEREBY CERTIFY by virtue of *The Township of East York Act, 1933*, Section 3, that the lands hereinafter described, by reason of certain taxes thereon remaining unpaid for the period mentioned in said section are hereby vested in and have become the property of the Corporation of the Township of East York:

Description of Lands	Amount of Unpaid Taxes with Penalties, Interest and Costs	Whether Vacant or Improved Land
.....
.....
.....
.....

The period within which the right of redemption may be exercised under the said Act with respect to the above described land is one (1) year from the date of registration of this certificate.

Dated at, this day of, 19....

.....
Township Treasurer.

FORM 2

NOTICE OF REGISTRATION OF TAX ARREARS CERTIFICATE

TAKE NOTICE that by virtue of *The Township of East York Act, 1933*, Section 3, a tax arrears certificate has been registered against the following lands, namely.....
.....
..... and by reason thereof the same are vested in and have become the property of the Corporation of the Township of East York subject only to your right of redemption of the same on or before the day of, 19...., which is the last day for redemption.

Dated at, this day of, 19....

.....
Township Treasurer.

FORM 3

REDEMPTION CERTIFICATE

To the Registrar of the Registry Division of the East and West Ridings of the County of York; or to the Master of Titles:

I HEREBY CERTIFY that the lands hereunder described have been redeemed by.....under the provisions of *The Township of East York Act, 1933.*

Description of Lands

.....

TAKE NOTICE that where land is redeemed by any person entitled to redeem the same other than the owner, such person has a lien upon the owner's interest therein for the amount paid to redeem said land.

Dated at....., this.....day of....., 19....

.....
Township Treasurer.

BILL

An Act respecting the Township
of East York

1st Reading

2nd Reading

3rd Reading

MR. CASE

(*Private Bill*)

No. 24

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of East York.

MR. CASE

PRIVATE BILL

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 24

1933

BILL

An Act respecting the Township of East York.

Preamble.

WHEREAS the corporation of the township of East York has by its petition prayed that it should be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Township of East York Act, 1933*.

Annual salaries of members of council.

2.—(1) By-law number 2474 of the corporation of the township of York providing for annual salaries of the members of the council is hereby ratified and confirmed and declared to be legal, valid and binding.

Amendments thereof.

(2) The council of the said corporation, by a vote of three-fifths of all the members thereof, may from time to time amend the said by-law subject to the approval of the Ontario Municipal Board, and any such amending by-law when so approved shall be legal, valid and binding.

Use of surplus from waterworks.

3. The council of the said corporation may from time to time use the whole or any part of the accumulated surplus from the operation of its water works system for the general purposes of the said corporation.

Use of portion of balance under By-law No. 2254.

4. The public school board of section number 27 of the township of East York in the county of York may use \$10,000 of the balance at the credit of debenture by-law number 2254 of the municipality for the maintenance of schools under the jurisdiction of the said public school board.

Special assessment under By-law No. 2427.

5.—(1) The council of the said corporation may pass a by-law to authorize the issue of debentures to pay for the

work undertaken under by-law number 2427, and may assess \$3,753.26 of the cost thereof as the owners' portion of the cost by a special assessment against the abutting lands on the east side only of Woodbine Avenue in the same manner as if the said lands were the only lands abutting directly on the work within the meaning of *The Local Improvement Act*.

Rev. Stat.,
c. 235.



Special
assessment
for further
work.

(2) The council of the said corporation may construct a 14-foot pavement on the west side of Woodbine Avenue from the north limit of Plains Road to the north street line of Willett Avenue, an approximate distance of 740 feet with a 6-inch curb and gutter, such pavement to immediately adjoin the pavement constructed under the authorization of the said by-law number 2427, as a local improvement under the provisions of *The Local Improvement Act*, but notwithstanding the provisions of the said Act, the said council may specially assess the whole cost of the said 14-foot pavement as the owners' portion of the cost of the said work, only upon the lots on the west side of Woodbine Avenue abutting directly on the work.

Rev. Stat.,
c. 235.



Validation
of by-laws
and
debentures.

(3) Every such by-law and every debenture issued under the authority thereof shall be legal, valid and binding upon the said corporation and the ratepayers thereof and upon the property liable for any rate imposed by or under the authority of the by-law, notwithstanding any invalidity or irregularity in such by-law or the proceedings relating thereto, and the validity of the by-law and of every debenture issued thereunder may not be contested or questioned for any cause whatsoever, nor shall it be necessary for any purpose to its validity, that the judgment or opinion of any court or person be requisite or obtained, and every such debenture when issued shall according to the tenor thereof be a valid obligation of the said corporation.

Tax sales
and convey-
ances
confirmed.

6.—(1) All sales of land within the township of East York made prior to the 31st day of December, 1931, and purporting to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns, or to the said corporation shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein,

except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Provisions of
this Act to
prevail.

7. The powers contained in this Act shall be deemed to be in addition to and not in derogation of any power of the corporation under any other Act but where the provisions of any general or special Act conflict with the provisions of this Act, the latter shall prevail.

Commence-
ment of Act.

8. This Act, except section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the first day of July, 1933.

BILL

An Act respecting the Township
of East York

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. CASE

(*Reprinted as amended by the Private Bills
Committee*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of East York.

MR. CASE

No. 24

1933

BILL

An Act respecting the Township of East York.

Preamble.

WHEREAS the corporation of the township of East York has by its petition prayed that it should be enacted as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Township of East York Act, 1933*.

Annual salaries of members of council.

2.—(1) By-law number 2474 of the corporation of the township of York providing for annual salaries of the members of the council is hereby ratified and confirmed and declared to be legal, valid and binding.

Amendments thereof.

(2) The council of the said corporation, by a vote of three-fifths of all the members thereof, may from time to time amend the said by-law subject to the approval of the Ontario Municipal Board, and any such amending by-law when so approved shall be legal, valid and binding.

Use of surplus from waterworks.

3. The council of the said corporation may from time to time use the whole or any part of the accumulated surplus from the operation of its water works system for the general purposes of the said corporation.

Use of portion of balance under By-law No. 2254.

4. The public school board of section number 27 of the township of East York in the county of York may use \$10,000 of the balance at the credit of debenture by-law number 2254 of the municipality for the maintenance of schools under the jurisdiction of the said public school board.

Special assessment under By-law No. 2427.

5.—(1) The council of the said corporation may pass a by-law to authorize the issue of debentures to pay for the

work undertaken under by-law number 2427, and may assess \$3,753.26 of the cost thereof as the owners' portion of the cost by a special assessment against the abutting lands on the east side only of Woodbine Avenue in the same manner as if the said lands were the only lands abutting directly on the work within the meaning of *The Local Improvement Act*. Rev. Stat., c. 235.

(2) The council of the said corporation may construct a 14-foot pavement on the west side of Woodbine Avenue from the north limit of Plains Road to the north street line of Willett Avenue, an approximate distance of 740 feet with a 6-inch curb and gutter, such pavement to immediately adjoin the pavement constructed under the authorization of the said by-law number 2427, as a local improvement under the provisions of *The Local Improvement Act*, but notwithstanding the provisions of the said Act, the said council may specially assess the whole cost of the said 14-foot pavement as the owners' portion of the cost of the said work, only upon the lots on the west side of Woodbine Avenue abutting directly on the work. Special assessment for further work. Rev. Stat., c. 235.

(3) Every such by-law and every debenture issued under the authority thereof shall be legal, valid and binding upon the said corporation and the ratepayers thereof and upon the property liable for any rate imposed by or under the authority of the by-law, notwithstanding any invalidity or irregularity in such by-law or the proceedings relating thereto, and the validity of the by-law and of every debenture issued thereunder may not be contested or questioned for any cause whatsoever, nor shall it be necessary for any purpose to its validity, that the judgment or opinion of any court or person be requisite or obtained, and every such debenture when issued shall according to the tenor thereof be a valid obligation of the said corporation. Validation of by-laws and debentures.

6.—(1) All sales of land within the township of East York made prior to the 31st day of December, 1931, and purporting to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns, or to the said corporation shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, Tax sales and conveyances confirmed.

except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Provisions of
this Act to
prevail.

7. The powers contained in this Act shall be deemed to be in addition to and not in derogation of any power of the corporation under any other Act but where the provisions of any general or special Act conflict with the provisions of this Act, the latter shall prevail.

Commence-
ment of Act.

8. This Act, except section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the first day of July, 1933.

BILL

An Act respecting the Township
of East York

1st Reading

February 28th, 1933

2nd Reading

March 22nd, 1933

3rd Reading

March 29th, 1933

MR. CASE

No. 25

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Tillsonburg.

MR. BAXTER

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 25

1933

BILL

An Act respecting the Town of Tillsonburg.

Preamble.

WHEREAS the corporation of the town of Tillsonburg has by its petition represented that its by-law number 959 has been submitted to and received the assent of the electors of the corporation duly qualified to vote on money by-laws and has prayed that an Act be passed to validate and confirm the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Tillsonburg Act, 1933*.

By-law
No. 959
confirmed.

2. By-law number 959 of the corporation of the town of Tillsonburg and the agreement entered into pursuant thereto dated the 7th day of November, 1932, between the said corporation and The Tillsonburg Shoe Company Limited, are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the rate-payers thereof and upon the said company, its successors and assigns.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Tillsonburg.

1st Reading

2nd Reading

3rd Reading

MR. BAXTER

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Tillsonburg.

MR. BAXTER

No. 25

1933

BILL

An Act respecting the Town of Tillsonburg.

Preamble.

WHEREAS the corporation of the town of Tillsonburg has by its petition represented that its by-law number 959 has been submitted to and received the assent of the electors of the corporation duly qualified to vote on money by-laws and has prayed that an Act be passed to validate and confirm the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Tillsonburg Act, 1933*.

By-law
No. 959
confirmed.

2. By-law number 959 of the corporation of the town of Tillsonburg and the agreement entered into pursuant thereto dated the 7th day of November, 1932, between the said corporation and The Tillsonburg Shoe Company Limited, are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the rate-payers thereof and upon the said company, its successors and assigns.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Tillsonburg.

1st Reading

February 28th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. BAXTER

No. 26

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of London.

MR. MOORE

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of London.

Preamble.

WHEREAS the corporation of the city of London has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of London Act, 1933*.

Authority to issue debentures for railway deficits.

2. The corporation of the city of London may pass a by-law or by-laws to borrow, and may borrow, a sum not exceeding \$500,000, and may issue debentures therefor for any period not exceeding twenty years from the dates thereof, and at such rate of interest not exceeding five and one-half per centum per annum as the council of the said corporation may determine, to provide moneys to pay for the deficit in recent years, and in the year 1933, in the operation by the said corporation of The London and Port Stanley Railway, without submitting the by-laws to the electors of the said city for their assent.

Authority to lease boulevards for commercial purposes.

3. The said corporation may from time to time pass by-laws to rent or lease, and may rent or lease, for gasoline or other commercial purposes, spaces on the boulevards in the said city of London.

Tax sales and conveyances confirmed.

4.—(1) All sales of land within the said city made prior to the thirty-first day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer or clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser, or his heirs or assigns, and his or their heirs and assigns, or in the said

corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

Pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this section had not been passed.

Authority
to permit
gasoline
pumps, etc.,
on highways.

5. The said corporation may from time to time pass by-laws to permit the location of gasoline tanks and pumps in the highways of the said city of London and to license and regulate the erection and operation of the same, and may fix the sum to be paid for the license and the time for which it shall be in force.

Authority
to city archi-
tect to waive
provisions
of building
by-laws.

6. The said corporation may from time to time pass by-laws to authorize the city architect or other officer appointed for that purpose to permit, in special cases which in his judgment warrant it, such deviation from the by-laws regulating the erection of buildings as he may deem proper.

Assent of
electors not
requisite.

Rev. Stat.,
c. 233.

7. It shall not be necessary for the said corporation to observe, in respect of the by-law or by-laws mentioned in section 2 of this Act, the formalities prescribed by *The Municipal Act*, in relation to the passing of money by-laws.

Irregularity
in form
not to
invalidate.

8. No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid or be allowed as a defence to any action brought against the corporation of the city of London for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Commence-
ment of Act.

9. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL
An Act respecting the City of London.

1st Reading

2nd Reading

3rd Reading

MR. MOORE

(*Private Bill*)

No. 26

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of London.

MR. MOORE

(PRIVATE BILL)

No. 26

1933

BILL

An Act respecting the City of London.

Preamble.

WHEREAS the corporation of the city of London has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of London Act, 1933*.

Authority
to issue
debentures
for railway
deficits.

2. The corporation of the city of London may pass a by-law or by-laws to borrow, and may borrow, a sum not exceeding \$500,000, and may issue debentures therefor for any period not exceeding ten years from the dates thereof, and at such rate of interest not exceeding five and one-half per centum per annum as the council of the said corporation may determine, to provide moneys to pay for the deficit in recent years, and in the year 1933, in the operation by the said corporation of The London and Port Stanley Railway, without submitting the by-laws to the electors of the said city for their assent.

Tax sales
and con-
veyances
confirmed.

3.—(1) All sales of land within the said city made prior to the thirty-first day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer or clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser, or his heirs or assigns, and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

Pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this section had not been passed.

Assent of
electors not
requisite.

4. It shall not be necessary for the said corporation to observe, in respect of the by-law or by-laws mentioned in section 2 of this Act, the formalities prescribed by *The Municipal Act*, in relation to the passing of money by-laws.

Rev. Stat.,
c. 233.

Irregularity
in form
not to
invalidate.

5. No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid or be allowed as a defence to any action brought against the corporation of the city of London for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL
An Act respecting the City of London.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. MOORE

*(Reprinted as amended by the Private Bills
Committee)*

No. 26

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of London.

MR. MOORE

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 26

1933

BILL

An Act respecting the City of London.

Preamble.

WHEREAS the corporation of the city of London has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of London Act, 1933*.

Authority
to issue
debentures
for railway
deficits.

2. The corporation of the city of London may pass a by-law or by-laws to borrow, and may borrow, a sum not exceeding \$500,000, and may issue debentures therefor for any period not exceeding ten years from the dates thereof, and at such rate of interest not exceeding five and one-half per centum per annum as the council of the said corporation may determine, to provide moneys to pay for the deficit in recent years, and in the year 1933, in the operation by the said corporation of The London and Port Stanley Railway, without submitting the by-laws to the electors of the said city for their assent.

Tax sales
and con-
veyances
confirmed.

3.—(1) All sales of land within the said city made prior to the thirty-first day of December, 1931, and purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer or clerk of the said corporation purporting to convey the said land so sold to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser, or his heirs or assigns, and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the lands were sold.

(2) Nothing in this section contained shall affect or prejudice ^{Pending} the rights of any person under any action, litigation or other ^{litigation.} proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this section had not been passed.

4. It shall not be necessary for the said corporation to ^{Assent of} observe, in respect of the by-law or by-laws mentioned in ^{electors not} section 2 of this Act, the formalities prescribed by *The* ^{requisite.} *Municipal Act*, in relation to the passing of money by-laws. ^{Rev. Stat.,} ^{c. 233.}

5. No irregularity in the form of any of the debentures ^{Irregularity} issued under the authority of this Act, or in any by-law ^{in form} authorizing the issue thereof, shall render the same invalid or ^{not to} be allowed as a defence to any action brought against the ^{invalidate.} corporation of the city of London for the recovery of the amount thereof, or any part thereof, or the interest thereon.

6. This Act shall come into force on the day upon which ^{Commence-} it receives the Royal Assent. ^{ment of Act.}

BILL
An Act respecting the City of London.

1st Reading

March 7th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. MOORE

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to incorporate Thousand Islands Bridge Company.

MR. SKINNER

PRIVATE BILL

BILL

An Act to incorporate Thousand Islands Bridge Company.

Preamble.

WHEREAS a petition has been presented praying that the persons hereinafter named may be constituted a corporation for the purposes, subject to the laws and regulations of the Dominion of Canada applicable thereto or affecting the same, of constructing, maintaining and operating a bridge for pedestrian and highway traffic, with the necessary approaches from a point in the county of Leeds, across the Saint Lawrence River to a point on Hill Island in the province of Ontario and of building and maintaining boulevards, roads or driveways upon, across or along the shore of the said island and of establishing and maintaining on the said island a park or pleasure and recreation grounds with all necessary and incidental powers as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Thousand Islands Bridge Company Act, 1933*.

Incorporation of company.

2. Arthur Cyril Boyce, Barrister-at-law, Harold MacKinlay Code, Barrister-at-law, and George Berryhill Acheson, Warehouseman, all of the city of Ottawa, in the county of Carleton, and John Gilbert Mitchell, Farmer, and David Arthur Haig, Contractor, both of the township of the Front of Leeds and Lansdowne, in the county of Leeds, together with such persons as become shareholders in the company, are hereby incorporated under the name of "Thousand Islands Bridge Company," hereinafter called "the company."

Provisional directors.

3. Arthur Cyril Boyce, Harold MacKinlay Code, George Berryhill Acheson, John Gilbert Mitchell and David Arthur Haig, named in section 2, are constituted provisional directors of the company.

Capital.

4.—(1) The capital stock of the company shall be one million five hundred thousand dollars.

Preference stock.

(2) The company, if previously authorized by a resolution passed by the ordinary shareholders at any annual meeting or at any special general meeting duly called for that purpose, at which meeting shareholders representing at least three-fourths in value of the subscribed ordinary stock of the company are present or represented by proxy, may issue any portion of its capital stock as preference stock, and preference stock so issued shall have such preference and priority as respects dividends or otherwise, over ordinary stock as is declared by such resolution. Holders of such preference stock shall be deemed to be shareholders within the meaning of this Act, and shall, in all respects other than the preference and priority provided by this section, possess the rights and be subject to the liabilities of such shareholders.

Head office.

5. The head office of the company shall be at the city of Ottawa in the province of Ontario, and any general meeting of the shareholders may be held elsewhere than at the head office.

Annual meeting.

6. The annual meeting of the shareholders shall be held on the second Monday in May of each year.

Directors, number and qualification.

7. The number of directors, the majority of whom shall be Canadian citizens, shall be not less than five nor more than seven, one or more of whom may be paid directors.

Power to erect bridge across St. Lawrence River to Hill Island.

8.—(1) Subject to the laws and regulations of the Dominion of Canada and province of Ontario applicable to or affecting same, the company may construct, maintain and operate a bridge across the Saint Lawrence River for the purpose of pedestrians, vehicles and carriages of every description other than railway or electric cars, and for any other like purpose, with all necessary approaches and roads giving access to said bridge, from a point at or near Ivy Lea in the townships of Leeds and Lansdowne in the county of Leeds, in the province of Ontario, to a point on Hill Island, in said townships, and within the said province, and connecting said Hill Island, by means of said bridge, with that portion of said townships on the main (Ontario) shore of said river in accordance with plans to be approved by the Lieutenant-Governor in Council, and by the Governor-in-Council of the Dominion of Canada, and may purchase, acquire and hold such real estate and other equipment required for the convenient working of traffic to, from and over the said bridge as the company thinks necessary for any of the said purposes.

Power to establish hotels, roads, etc., on Hill Island.

(2) The company may build and maintain on said island, with the approval and consent of the townships council,

boulevards, roads and driveways, and lay out and maintain a park, pleasure or recreation grounds and public garden, and may erect and maintain on said island an hotel or summer resort, tourist camp, gas filling stations, restaurant, and engage in the business of hotel keeper and provide such usual facilities for tourist accommodation and service as may be necessary or incidental to the objects aforesaid.

Power to
expropriate
lands.

9. The company may:

- (a) Expropriate and take any lands actually required for the construction, maintenance and operation of the bridge and its approaches, or may expropriate and take an easement in, over, under or through such lands without the necessity of acquiring a title in fee simple thereto, after the plan of such lands has been approved by the Lieutenant-Governor in Council; and all provisions of *The Railway Act*, applicable to such taking and acquisition shall apply as if they were included in this Act; and all the provisions of *The Railwal Act*, which are applicable shall in like manner apply to the ascertainment and the payment of the compensation for or damages to land arising out of such taking and acquisition, or the construction or maintenance of the works of the company;

Application
of Rev. Stat.,
c. 224.

Procedure to
mitigate
compen-
sation.

- (b) In reduction of the damage or injury to any lands taken or affected by such authorized works, abandon or grant to the owner or party interested therein, any portion of such lands, or any easement or interest therein, or make any structures, works or alterations in or upon its works for such purposes. And if the company by its notice of expropriation or some subsequent notice, prior to the first meeting of the board of arbitrators, specify its decision to take only such easement or undertake to abandon or grant such lands or easement or interest in lands, or to make such structures or works or alterations, the damages (including damages, if any, resulting from the change in the notice of expropriation) shall be assessed pursuant to the provisions of *The Railway Act*, in view of such specified decisions or undertaking, and the board shall declare the basis of their award accordingly;

Entry upon
lands to
mitigate
damages.

- (c) Enter into and upon any lands, buildings or structures proximate to the said bridge for the purpose of ascertaining the state of repair thereof, and for devising the best means of avoiding any possible damage which the execution of the authorized works

might occasion thereto, and make upon or in connection therewith any works, repairs or renewals, for the purpose of preventing or mitigating any such damage, and the company shall make compensation in the manner specified in *The Railway Act*, to all persons interested for the damage sustained by them (if any) by reason of the exercise of the powers in this clause contained.

Conformation to navigable Waters Protection Act necessary.

10. The said bridge shall be constructed and located under and be subject to the provisions of *The Navigable Waters Protection Act (Canada)* and such regulations for the security of navigation of the said river, as may be prescribed thereby or by any other statute or regulation of Canada affecting same, in such manner and upon such submissions by the company of all designs, drawings, and maps of the location with soundings, and all other particulars and requirements as are required to conform to the regulations applicable to such application for such approval, and until the said plans and location are so approved the bridge shall not be built or commenced; and if any change is made in the plans of the said bridge during its construction, such change shall be subject to the like approval and shall not be made or commenced until it is so approved.

Issue of bonds.

11.—(1) The company may issue bonds, debentures or other securities in aid of the construction herein mentioned to an amount not exceeding one million dollars.

Power to mortgage.

(2) For the purpose of securing the issue of such bonds the company may execute a mortgage or mortgages, not inconsistent with law or with the provisions of this Act, in such form and containing such provisions as are approved by a resolution passed at a special meeting of the shareholders called for the purpose.

Terms of issue.

(3) The bonds, debentures and other securities of the Company may, pursuant to any arrangement in that behalf, be made payable at such times and in such manner and at such place or places in Canada, or elsewhere, and may bear such rate of interest not exceeding seven per cent. per annum as the directors think proper.

Issue of paid-up stock in payment for assets acquired by company.

Rev. Stat., c. 218.

12. Subject to the provisions of *The Companies Act*, the directors may issue as paid-up stock shares of the capital stock of the company in payment of any business, franchises, undertakings, rights, powers, privileges, letters patent, inventions, real estate, stocks, assets and other properties which the company may lawfully acquire, and may, for such considerations allot and hand over such shares to any person

or corporation or its shareholders or directors; and any such issue or allotment of stock shall be binding upon the company and such stock shall not be assessable for calls; nor shall the holder thereof be liable in any way thereon; or the company may pay therefor wholly or partly in paid-up shares or wholly or partly in bonds and debentures or as may be agreed upon.

Municipal
and other
aid.

13. The company may receive by grant from any municipality or persons, as aid in the construction, equipment and maintenance of the said bridge and works connected therewith, any real or personal estate or property, or any sums of money, debentures or subsidies, either as gifts by way of bonus or guarantee, or in payment or as subventions for services and may dispose thereof, and may alienate such of the said property as is not required for the purposes of the company in carrying out the provisions of this Act.

Limit as to
commence-
ment of con-
struction
and comple-
tion of
bridge.

14. The bridge shall be commenced within two years after approval of plans and all other details shall have been granted as required by this Act or by *The Navigable Waters Protection Act*, and after the company shall have conformed to, and complied with the provisions of this Act and with all regulations of the Lieutenant-Governor in Council, and of the Governor-in-Council of Canada with respect to the said bridge and the construction and maintenance, management and control thereof, and the said bridge shall be completed within three years after such commencement, otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted.

Municipal
consent in
respect of
highways.

15. Notwithstanding anything in this Act the company shall not locate, construct or operate any of the works mentioned in this Act upon or connect the same with any highway, street or other public place, without first obtaining the consent expressed by by-law, of the municipality having jurisdiction over such highway, street or other public place, and upon terms to be agreed with such municipality, and failing such consent, within sixty days from the date of the request made in writing by the company for such consent to the said municipality, then upon such terms as may be fixed by the Ontario Municipal Board.

Interpre-
tation.

16. Whenever in this Act the expression "the said bridge" occurs, it means the bridge, approaches, lands, works and facilities hereby authorized.

Commence-
ment of Act.

17. This Act shall come into force on the day upon which it receives the Royal Assent

BILL

An Act to incorporate Thousand Islands
Bridge Company

1st Reading

2nd Reading

3rd Reading

MR. SKINNER

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to incorporate Thousand Islands Bridge Company.

MR. SKINNER

PRIVATE BILL

BILL

An Act to incorporate Thousand Islands Bridge Company.

Preamble.

WHEREAS a petition has been presented praying that the persons hereinafter named may be constituted a corporation for the purposes, subject to the laws and regulations of the Dominion of Canada applicable thereto or affecting the same, of constructing, maintaining and operating a bridge for pedestrian and highway traffic, with the necessary approaches from a point in the county of Leeds, across the Saint Lawrence River to a point on Hill Island in the province of Ontario and of building and maintaining boulevards, roads or driveways upon, across or along the shore of the said island and of establishing and maintaining on the said island a park or pleasure and recreation grounds with all necessary and incidental powers as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Thousand Islands Bridge Company Act, 1933*.

Incorporation of company.

2. Arthur Cyril Boyce, Barrister-at-law, Harold MacKinlay Code, Barrister-at-law, and George Berryhill Acheson, Warehouseman, all of the city of Ottawa, in the county of Carleton, and John Gilbert Mitchell, Farmer, and David Arthur Haig, Contractor, both of the township of the Front of Leeds and Lansdowne, in the county of Leeds, together with such persons as become shareholders in the company, are hereby incorporated under the name of "Thousand Islands Bridge Company," hereinafter called "the company."

Provisional directors.

3. Arthur Cyril Boyce, Harold MacKinlay Code, George Berryhill Acheson, John Gilbert Mitchell and David Arthur Haig, named in section 2, are constituted provisional directors of the company.

Capital.

4.—(1) The capital stock of the company shall not exceed one million dollars which may be divided, as may be approved by the Lieutenant-Governor in Council, into shares of the par value of \$100 each and shares having no par value, but for the purposes of this section shares having no par value shall be deemed to represent \$100 in respect of every such share.

Preference stock.

(2) The company, if previously authorized by a resolution passed by the ordinary shareholders at any annual meeting or at any special general meeting duly called for that purpose, at which meeting shareholders representing at least three-fourths in value of the subscribed ordinary stock of the company are present or represented by proxy, may issue any portion of its capital stock as preference stock, and preference stock so issued shall have such preference and priority as respects dividends or otherwise, over ordinary stock as is declared by such resolution. Holders of such preference stock shall be deemed to be shareholders within the meaning of this Act, and shall, in all respects other than the preference and priority provided by this section, possess the rights and be subject to the liabilities of such shareholders.

Head office.

5. The head office of the company shall be at the city of Ottawa in the province of Ontario, and any general meeting of the shareholders may be held elsewhere than at the head office.

Annual meeting.

6. The annual meeting of the shareholders shall be held on the second Monday in May of each year.

Directors, number and qualification.

7. The number of directors, the majority of whom shall be Canadian citizens, shall be not less than five nor more than seven, one or more of whom may be paid directors.

Power to erect bridge across St. Lawrence River to Hill Island.

8.—(1) Subject to the laws and regulations of the Dominion of Canada and province of Ontario applicable to or affecting same, the company may construct, maintain and operate a bridge across the Saint Lawrence River for the purpose of pedestrians, vehicles and carriages of every description other than railway or electric cars, and for any other like purpose, with all necessary approaches and roads giving access to said bridge, from a point at or near Ivy Lea in the townships of Leeds and Lansdowne in the county of Leeds, in the province of Ontario, to a point on Hill Island, in said townships, and within the said province, and connecting said Hill Island, by means of said bridge, with that portion of said townships on the main (Ontario) shore of said river in accordance with plans to be approved by the Lieutenant-Governor in Council, and by the Governor-in-Council of the Dominion of Canada, and may purchase, acquire and hold such real estate and

other equipment required for the convenient working of traffic to, from and over the said bridge as the company thinks necessary for any of the said purposes.

Power to establish hotels, roads, etc. on Hill Island.

(2) The company may build and maintain on said island, with the approval and consent of the townships council, boulevards, roads and driveways, and lay out and maintain a park, pleasure or recreation grounds and public garden, and may erect and maintain on said island an hotel or summer resort, tourist camp, gas filling stations, restaurant, and engage in the business of hotel keeper and provide such usual facilities for tourist accommodation and service as may be necessary or incidental to the objects aforesaid.

Power to expropriate lands.

9. The company may:

(a) Expropriate and take any lands actually required for the construction, maintenance and operation of the bridge and its approaches, or may expropriate and take an easement in, over, under or through such lands without the necessity of acquiring a title in fee simple thereto, after the plan of such lands has been approved by the Lieutenant-Governor in Council; and all provisions of *The Railway Act*, applicable to such taking and acquisition shall apply as if they were included in this Act; and all the provisions of *The Railwal Act*, which are applicable shall in like manner apply to the ascertainment and the payment of the compensation for or damages to land arising out of such taking and acquisition, or the construction or maintenance of the works of the company;

Application of Rev. Stat., c. 224.

Procedure to mitigate compensation.

(b) In reduction of the damage or injury to any lands taken or affected by such authorized works, abandon or grant to the owner or party interested therein, any portion of such lands, or any easement or interest therein, or make any structures, works or alterations in or upon its works for such purposes. And if the company by its notice of expropriation or some subsequent notice, prior to the first meeting of the board of arbitrators, specify its decision to take only such easement or undertake to abandon or grant such lands or easement or interest in lands, or to make such structures or works or alterations, the damages (including damages, if any, resulting from the change in the notice of expropriation) shall be assessed pursuant to the provisions of *The Railway Act*, in view of such specified decisions or undertaking, and the board shall declare the basis of their award accordingly;

Entry upon
lands to
mitigate
damages.

- (c) Enter into and upon any lands, buildings or structures proximate to the said bridge for the purpose of ascertaining the state of repair thereof, and for devising the best means of avoiding any possible damage which the execution of the authorized works might occasion thereto, and make upon or in connection therewith any works, repairs or renewals, for the purpose of preventing or mitigating any such damage, and the company shall make compensation in the manner specified in *The Railway Act*, to all persons interested for the damage sustained by them (if any) by reason of the exercise of the powers in this clause contained.

Conforma-
tion to
Navigable
Waters Pro-
tection Act
necessary.

10.—(1) The said bridge shall be constructed and located under and be subject to the provisions of *The Navigable Waters Protection Act* (Canada) and to such regulations for the security of navigation of the said river as may be prescribed thereby or by any Statute or regulations of Canada affecting such undertaking, and until the said work and location are so approved and until concurrent legislative authority for the construction and operation of the said bridge shall have been granted by the Parliament of Canada, the bridge shall not be built or commenced, and if any change is made in the plans of the said bridge during its construction, such change shall be subject to the like approval under the laws of Canada and shall not be made or commenced until it is so approved.

Application
Rev. Stat.,
c. 43.

(2) *The Lakes and Rivers Improvement Act* shall apply with respect to the said bridge and all necessary approvals and consents to its construction shall be obtained as required by the said Act.

Tariff.

11. The said bridge shall be subject to the tolls in accordance with a tariff approved by the Lieutenant-Governor in Council after the construction of the said bridge shall have been authorized and approved as in the preceding section set forth. Such tariff shall come into force only after its publication in the *Ontario Gazette* and in such local newspaper and for such period as the Lieutenant-Governor in Council may direct.

Promulga-
tion.

Issue
of bonds.

12.—(1) Subject to subsection 4 of this section the company may issue bonds, debentures or other securities in aid of the construction herein mentioned to an amount not exceeding one million dollars.

Power to
mortgage.

(2) For the purpose of securing the issue of such bonds the company may execute a mortgage or mortgages, not inconsistent with law or with the provisions of this Act, in

such form and containing such provisions as are approved by a resolution passed at a special meeting of the shareholders called for the purpose.

Terms
of issue.

(3) The bonds, debentures and other securities of the Company may, pursuant to any arrangement in that behalf, be made payable at such times and in such manner and at such place or places in Canada, or elsewhere, and may bear such rate of interest not exceeding seven per cent. per annum as the directors think proper.

Approval of
Lieutenant-
Governor in
Council
requisite to
bond issues,
etc.

(4) The company shall not make any issue of its stock, bonds, debentures or other securities unless and until it has obtained the approval of the Lieutenant-Governor in Council so to do, upon the report and certificate of the Ontario Securities Commission.

Issue of
paid-up
stock in pay-
ment for
assets
acquired by
company.

Rev. Stat.,
c. 218.

13. Subject to the provisions of *The Companies Act* and of subsection 4 of section 12 of this Act, the directors may issue as paid-up stock shares of the capital stock of the company in payment of any business, franchises, undertakings, rights, powers, privileges, letters patent, inventions, real estate, stocks, assets and other properties which the company may lawfully acquire, and may, for such considerations allot and hand over such shares to any person or corporation or its shareholders or directors; and any such issue or allotment of stock shall be binding upon the company and such stock shall not be assessable for calls; nor shall the holder thereof be liable in any way thereon; or the company may pay therefor wholly or partly in paid-up shares or wholly or partly in bonds and debentures or as may be agreed upon.

Municipal
and other
aid.

14. The company may receive by grant from any municipality or persons, as aid in the construction, equipment and maintenance of the said bridge and works connected therewith, any real or personal estate or property, or any sums of money, debentures or subsidies, either as gifts by way of bonus or guarantee, or in payment or as subventions for services and may dispose thereof, and may alienate such of the said property as is not required for the purposes of the company in carrying out the provisions of this Act.

Limit as to
commence-
ment of con-
struction
and com-
pletion of
bridge.

15.—(1) The said bridge shall be commenced within two years after approval of plans and all other powers and sanctions shall have been granted as required by this Act or by *The Navigable Waters Protection Act*, and after the company shall have conformed to, and complied with the provisions of this Act and with all regulations of the Lieutenant-Governor in Council, and of the Governor-in-Council of Canada with respect to the said bridge and the construction and mainten-

ance, management and control thereof, and the said bridge shall be completed within three years after such commencement, otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted.



Time for
commence-
ment of
bridge.

(2) The said bridge shall be commenced within three years after the time when this Act comes into force or within such further time not exceeding two years thereafter as the Lieutenant-Governor in Council may approve, otherwise the powers granted by this Act shall cease and be null and void.



Municipal
consent in
respect of
highways.

16. Notwithstanding anything in this Act the company shall not locate, construct or operate any of the works mentioned in this Act upon or connect the same with any highway, street or other public place, without first obtaining the consent expressed by by-law, of the municipality having jurisdiction over such highway, street or other public place, and upon terms to be agreed with such municipality, and failing such consent, within sixty days from the date of the request made in writing by the company for such consent to the said municipality, then upon such terms as may be fixed by the Ontario Municipal Board.



17. When the corporate obligations and stock of the company have been retired in the manner prescribed by its by-laws, then the said bridge, so far as the same is situated within the Province of Ontario, shall be conveyed to the Province of Ontario or such agency thereof as the Lieutenant-Governor in Council may designate, and all rights, title and interest of the said company, its successors and assigns therein shall then cease and determine; provided always that the period for payment of the obligations of the company and the retirement of its capital stock and the provisions of the company's by-laws in respect thereof shall first be approved by the Lieutenant-Governor in Council.



Interpre-
tation.

18. Whenever in this Act the expression "the said bridge" occurs, it means the bridge, approaches, lands, works and facilities hereby authorized.

Commence-
ment of Act.

19. This Act shall come into force on the day upon which it receives the Royal Assent

BILL

An Act to incorporate Thousand Islands
Bridge Company

1st Reading

February 21st, 1933

2nd Reading

3rd Reading

MR. SKINNER

*(Reprinted as amended by the Private Bills
Committee)*

No. 27

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to incorporate Thousand Islands Bridge Company.

MR. SKINNER

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to incorporate Thousand Islands Bridge Company.

Preamble.

WHEREAS a petition has been presented praying that the persons hereinafter named may be constituted a corporation for the purposes, subject to the laws and regulations of the Dominion of Canada applicable thereto or affecting the same, of constructing, maintaining and operating a bridge for pedestrian and highway traffic, with the necessary approaches from a point in the county of Leeds, across the Saint Lawrence River to a point on Hill Island in the province of Ontario and of building and maintaining boulevards, roads or driveways upon, across or along the shore of the said island and of establishing and maintaining on the said island a park or pleasure and recreation grounds with all necessary and incidental powers as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Thousand Islands Bridge Company Act, 1933*.

Incor-
poration of
company.

2. Arthur Cyril Boyce, Barrister-at-law, Harold MacKinlay Code, Barrister-at-law, and George Berryhill Acheson, Warehouseman, all of the city of Ottawa, in the county of Carleton, and John Gilbert Mitchell, Farmer, and David Arthur Haig, Contractor, both of the township of the Front of Leeds and Lansdowne, in the county of Leeds, together with such persons as become shareholders in the company, are hereby incorporated under the name of "Thousand Islands Bridge Company," hereinafter called "the company."

Provisional
directors.

3. Arthur Cyril Boyce, Harold MacKinlay Code, George Berryhill Acheson, John Gilbert Mitchell and David Arthur Haig, named in section 2, are constituted provisional directors of the company.

4.—(1) The capital stock of the company shall not exceed ^{Capital.} one million dollars which may be divided, as may be approved by the Lieutenant-Governor in Council, into shares of the par value of \$100 each and shares having no par value, but for the purposes of this section shares having no par value shall be deemed to represent \$100 in respect of every such share.

(2) The company, if previously authorized by a resolution ^{Preference stock.} passed by the ordinary shareholders at any annual meeting or at any special general meeting duly called for that purpose, at which meeting shareholders representing at least three-fourths in value of the subscribed ordinary stock of the company are present or represented by proxy, may issue any portion of its capital stock as preference stock, and preference stock so issued shall have such preference and priority as respects dividends or otherwise, over ordinary stock as is declared by such resolution. Holders of such preference stock shall be deemed to be shareholders within the meaning of this Act, and shall, in all respects other than the preference and priority provided by this section, possess the rights and be subject to the liabilities of such shareholders.

5. The head office of the company shall be at the city of ^{Head office.} Ottawa in the province of Ontario, and any general meeting of the shareholders may be held elsewhere than at the head office.

6. The annual meeting of the shareholders shall be held ^{Annual meeting.} on the second Monday in May of each year.

7. The number of directors, the majority of whom shall ^{Directors, number and qualification.} be Canadian citizens, shall be not less than five nor more than seven, one or more of whom may be paid directors.

8.—(1) Subject to the laws and regulations of the Dominion ^{Power to erect bridge across St. Lawrence River to Hill Island.} of Canada and province of Ontario applicable to or affecting same, the company may construct, maintain and operate a bridge across the Saint Lawrence River for the purpose of pedestrians, vehicles and carriages of every description other than railway or electric cars, and for any other like purpose, with all necessary approaches and roads giving access to said bridge, from a point at or near Ivy Lea in the townships of Leeds and Lansdowne in the county of Leeds, in the province of Ontario, to a point on Hill Island, in said townships, and within the said province, and connecting said Hill Island, by means of said bridge, with that portion of said townships on the main (Ontario) shore of said river in accordance with plans to be approved by the Lieutenant-Governor in Council, and by the Governor-in-Council of the Dominion of Canada, and may purchase, acquire and hold such real estate and

other equipment required for the convenient working of traffic to, from and over the said bridge as the company thinks necessary for any of the said purposes.

Power to establish hotels, roads, etc. on Hill Island.

(2) The company may build and maintain on said island, with the approval and consent of the townships council, boulevards, roads and driveways, and lay out and maintain a park, pleasure or recreation grounds and public garden, and may erect and maintain on said island an hotel or summer resort, tourist camp, gas filling stations, restaurant, and engage in the business of hotel keeper and provide such usual facilities for tourist accommodation and service as may be necessary or incidental to the objects aforesaid.

Power to expropriate lands.

9. The company may:

(a) Expropriate and take any lands actually required for the construction, maintenance and operation of the bridge and its approaches, or may expropriate and take an easement in, over, under or through such lands without the necessity of acquiring a title in fee simple thereto, after the plan of such lands has been approved by the Lieutenant-Governor in Council; and all provisions of *The Railway Act*, applicable to such taking and acquisition shall apply as if they were included in this Act; and all the provisions of *The Railwal Act*, which are applicable shall in like manner apply to the ascertainment and the payment of the compensation for or damages to land arising out of such taking and acquisition, or the construction or maintenance of the works of the company;

Application of Rev. Stat., c. 224.

Procedure to mitigate compensation.

(b) In reduction of the damage or injury to any lands taken or affected by such authorized works, abandon or grant to the owner or party interested therein, any portion of such lands, or any easement or interest therein, or make any structures, works or alterations in or upon its works for such purposes. And if the company by its notice of expropriation or some subsequent notice, prior to the first meeting of the board of arbitrators, specify its decision to take only such easement or undertake to abandon or grant such lands or easement or interest in lands, or to make such structures or works or alterations, the damages (including damages, if any, resulting from the change in the notice of expropriation) shall be assessed pursuant to the provisions of *The Railway Act*, in view of such specified decisions or undertaking, and the board shall declare the basis of their award accordingly;

- (c) Enter into and upon any lands, buildings or structures proximate to the said bridge for the purpose of ascertaining the state of repair thereof, and for devising the best means of avoiding any possible damage which the execution of the authorized works might occasion thereto, and make upon or in connection therewith any works, repairs or renewals, for the purpose of preventing or mitigating any such damage, and the company shall make compensation in the manner specified in *The Railway Act*, to all persons interested for the damage sustained by them (if any) by reason of the exercise of the powers in this clause contained.
- Entry upon lands to mitigate damages.

10.—(1) The said bridge shall be constructed and located under and be subject to the provisions of *The Navigable Waters Protection Act* (Canada) and to such regulations for the security of navigation of the said river as may be prescribed thereby or by any Statute or regulations of Canada affecting such undertaking, and until the said work and location are so approved and until concurrent legislative authority for the construction and operation of the said bridge shall have been granted by the Parliament of Canada, the bridge shall not be built or commenced, and if any change is made in the plans of the said bridge during its construction, such change shall be subject to the like approval under the laws of Canada and shall not be made or commenced until it is so approved.

Conformation to Navigable Waters Protection Act necessary.

(2) *The Lakes and Rivers Improvement Act* shall apply with respect to the said bridge and all necessary approvals and consents to its construction shall be obtained as required by the said Act.

Application Rev. Stat., c. 43.

11. The said bridge shall be subject to the tolls in accordance with a tariff approved by the Lieutenant-Governor in Council after the construction of the said bridge shall have been authorized and approved as in the preceding section set forth. Such tariff shall come into force only after its publication in the *Ontario Gazette* and in such local newspaper and for such period as the Lieutenant-Governor in Council may direct.

Tariff.

Promulgation.

12.—(1) Subject to subsection 4 of this section the company may issue bonds, debentures or other securities in aid of the construction herein mentioned to an amount not exceeding one million dollars.

Issue of bonds.

(2) For the purpose of securing the issue of such bonds the company may execute a mortgage or mortgages, not inconsistent with law or with the provisions of this Act, in

Power to mortgage.

such form and containing such provisions as are approved by a resolution passed at a special meeting of the shareholders called for the purpose.

Terms
of issue.

(3) The bonds, debentures and other securities of the Company may, pursuant to any arrangement in that behalf, be made payable at such times and in such manner and at such place or places in Canada, or elsewhere, and may bear such rate of interest not exceeding seven per cent. per annum as the directors think proper.

Approval of
Lieutenant-
Governor in
Council
requisite to
bond issues,
etc.

(4) The company shall not make any issue of its stock, bonds, debentures or other securities unless and until it has obtained the approval of the Lieutenant-Governor in Council so to do, upon the report and certificate of the Ontario Securities Commission.

Issue of
paid-up
stock in pay-
ment for
assets
acquired by
company.

Rev. Stat.,
c. 218.

13. Subject to the provisions of *The Companies Act* and of subsection 4 of section 12 of this Act, the directors may issue as paid-up stock shares of the capital stock of the company in payment of any business, franchises, undertakings, rights, powers, privileges, letters patent, inventions, real estate, stocks, assets and other properties which the company may lawfully acquire, and may, for such considerations allot and hand over such shares to any person or corporation or its shareholders or directors; and any such issue or allotment of stock shall be binding upon the company and such stock shall not be assessable for calls; nor shall the holder thereof be liable in any way thereon; or the company may pay therefor wholly or partly in paid-up shares or wholly or partly in bonds and debentures or as may be agreed upon.

Municipal
and other
aid.

14. The company may receive by grant from any municipality or persons, as aid in the construction, equipment and maintenance of the said bridge and works connected therewith, any real or personal estate or property, or any sums of money, debentures or subsidies, either as gifts by way of bonus or guarantee, or in payment or as subventions for services and may dispose thereof, and may alienate such of the said property as is not required for the purposes of the company in carrying out the provisions of this Act.

Limit as to
commence-
ment of con-
struction
and com-
pletion of
bridge.

15.—(1) The said bridge shall be commenced within two years after approval of plans and all other powers and sanctions shall have been granted as required by this Act or by *The Navigable Waters Protection Act*, and after the company shall have conformed to, and complied with the provisions of this Act and with all regulations of the Lieutenant-Governor in Council, and of the Governor-in-Council of Canada with respect to the said bridge and the construction and mainten-

ance, management and control thereof, and the said bridge shall be completed within three years after such commencement, otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted.

(2) The said bridge shall be commenced within three years after the time when this Act comes into force or within such further time not exceeding two years thereafter as the Lieutenant-Governor in Council may approve, otherwise the powers granted by this Act shall cease and be null and void.

Time for commencement of bridge.

16. Notwithstanding anything in this Act the company shall not locate, construct or operate any of the works mentioned in this Act upon or connect the same with any highway, street or other public place, without first obtaining the consent expressed by by-law, of the municipality having jurisdiction over such highway, street or other public place, and upon terms to be agreed with such municipality, and failing such consent, within sixty days from the date of the request made in writing by the company for such consent to the said municipality, then upon such terms as may be fixed by the Ontario Municipal Board.

Municipal consent in respect of highways.

17. When the corporate obligations and stock of the company have been retired in the manner prescribed by its by-laws, then the said bridge, so far as the same is situated within the Province of Ontario, shall be conveyed to the Province of Ontario or such agency thereof as the Lieutenant-Governor in Council may designate, and all rights, title and interest of the said company, its successors and assigns therein shall then cease and determine; provided always that the period for payment of the obligations of the company and the retirement of its capital stock and the provisions of the company's by-laws in respect thereof shall first be approved by the Lieutenant-Governor in Council.

18. Whenever in this Act the expression "the said bridge" occurs, it means the bridge, approaches, lands, works and facilities hereby authorized.

Interpretation.

19. This Act shall come into force on the day upon which it receives the Royal Assent

Commencement of Act.

BILL

An Act to incorporate Thousand Islands
Bridge Company

1st Reading

February 21st, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. SKINNER

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Whitby.

MR. SINCLAIR

(PRIVATE BILL)

No. 28

1933

BILL

An Act respecting the Town of Whitby.

Preamble.

WHEREAS the corporation of the town of Whitby has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Whitby Act, 1933*.

Annexation
of certain
lands to
Town of
Whitby.

2.—(1) The lands hereinafter described, namely:—All and singular that certain parcel or tract of lands and premises now situate, lying and being in the township of Whitby in the county of Ontario and province of Ontario and being composed of the whole of lot thirty (30) in the broken front of the said township now forming part of the said township are hereby detached therefrom and are annexed to and hereafter shall form part of the town of Whitby.

Annexation
effective 1st
January,
1933.

(2) Such annexation shall be deemed to have taken place and shall have effect on, from and after the first day of January, 1933.

No adjust-
ment of
assets and
liabilities.

(3) There shall be no adjustment of assets and liabilities between the corporations of the said township and town consequent upon such annexation.

Maintenance
of certain
road
allowances.

(4) The town of Whitby shall maintain and be responsible for the repair and upkeep of the road allowance between lots thirty (30) and thirty-one (31) in the broken front of the said township and that portion of the road allowance between broken front concession and the first concession of the said township abutting on lot thirty (30) and the said township shall maintain and be responsible for the repair and upkeep of the road allowance between lots thirty (30) and thirty-one

(31) in the south half of the first concession of the said township.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Whitby.

1st Reading

2nd Reading

3rd Reading

MR. SINCLAIR

(Private Bill)

NO. 28

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Whitby.

MR. SINCLAIR

TORONTO
PRINTED BY HERBERT H. BAIL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 28

1933

BILL

An Act respecting the Town of Whitby.

Preamble.

WHEREAS the corporation of the town of Whitby has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Whitby Act, 1933*.

Annexation
of certain
lands to
Town of
Whitby.

2.—(1) The lands hereinafter described, namely:—All and singular that certain parcel or tract of lands and premises now situate, lying and being in the township of Whitby in the county of Ontario and province of Ontario and being composed of the whole of lot thirty (30) in the broken front of the said township now forming part of the said township are hereby detached therefrom and are annexed to and hereafter shall form part of the town of Whitby.

Annexation
effective 1st
January,
1933.

(2) Such annexation shall be deemed to have taken place and shall have effect on, from and after the first day of January, 1933.

No adjust-
ment of
assets and
liabilities.

(3) There shall be no adjustment of assets and liabilities between the corporations of the said township and town consequent upon such annexation.

Maintenance
of certain
road
allowances.

(4) The town of Whitby shall maintain and be responsible for the repair and upkeep of the road allowance between lots thirty (30) and thirty-one (31) in the broken front of the said township and that portion of the road allowance between broken front concession and the first concession of the said township abutting on lot thirty (30) and the said township shall maintain and be responsible for the repair and upkeep of the road allowance between lots thirty (30) and thirty-one

(31) in the south half of the first concession of the said township.

3. This Act shall come into force on the day upon which ^{Commence-}
it receives the Royal Assent. _{ment of Act.}

BILL

An Act respecting the Town of Whitby.

1st Reading

February 21st, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. SINCLAIR

No. 29

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora.

MR. HUTCHINSON

(PRIVATE BILL)

No. 29

1933

BILL

An Act respecting the Town of Kenora.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Kenora Act, 1933*.

Validation
of construc-
tion of
watermains
and sewers
across
properties
without
compensa-
tion.

2. All sewers and watermains heretofore constructed by the corporation through lands which do not constitute a street shall conclusively be deemed to have been lawfully undertaken and constructed and may be maintained and used by the corporation, and the corporation may make repairs to such sewers and watermains and for such purposes may enter and pass upon and over such lands and if necessary may cut and dig up the same, but in so doing no unnecessary damage shall be occasioned and all such lands shall be restored to their original condition without unnecessary delay and the owners thereof shall not be entitled to compensation in respect of any such necessary entry, passage, cutting or digging.

Tax sales
and
conveyances
confirmed.

3.—(1) All sales of land within the town of Kenora made prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said town for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the

time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for the non-payment of which the said lands were sold.

Pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

By-law
No. 1092,
debentures
and
assessments
confirmed.

4. By-law number 1092 of the said corporation, passed on the 30th day of January, 1933, authorizing the borrowing of \$40,808.97 by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under said by-law and all assessments made in respect of such sewers and all rates levied or to be levied for the payment of the said debentures are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Commence-
ment of Act.

5. This Act, except section 3 thereof, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the Town of Kenora.

1st Reading

2nd Reading

3rd Reading

MR. HUTCHINSON

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora.

MR. HUTCHINSON

(PRIVATE BILL)

No. 29

1933

BILL

An Act respecting the Town of Kenora.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Kenora Act, 1933*.

Validation
of construc-
tion of
watermains
and sewers
across
properties
without
compensa-
tion.

2.—(1) All sewers and watermains heretofore constructed by the corporation through lands which do not constitute a street shall conclusively be deemed to have been lawfully undertaken and constructed and may be maintained and used by the corporation, and the corporation may make repairs to such sewers and watermains and for such purposes may enter and pass upon and over such lands and if necessary may cut and dig up the same, but in so doing no unnecessary damage shall be occasioned and all such lands shall be restored to their original condition without unnecessary delay and the owners thereof shall not be entitled to compensation in respect of any such necessary entry, passage, cutting or digging.



Registration.

(2) A copy of this section together with an affidavit setting forth a proper local description of each lot or parcel of land affected thereby shall be registered in the land titles office and registry office for the district of Kenora and a memorandum thereof shall be entered by the registrar or local master of titles as the case may be, in the proper abstract index or on the proper register for each respective lot or parcel of land so affected.

Tax sales
and
conveyances
confirmed.

3.—(1) All sales of land within the town of Kenora made prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said town for arrears of taxes in respect to the land so sold are hereby validated and



confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for the non-payment of which the said lands were sold.

Pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

By-law
No. 1092,
debentures
and
assessments
confirmed.

4. By-law number 1092 of the said corporation, passed on the 30th day of January, 1933, authorizing the borrowing of \$40,808.97 by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under said by-law and all assessments made in respect of such sewers and all rates levied or to be levied for the payment of the said debentures are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Commence-
ment of Act.

5. This Act, other than section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the Town of Kenora.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. HUTCHINSON

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora.

MR. HUTCHINSON

No. 29

1933

BILL

An Act respecting the Town of Kenora.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Kenora Act, 1933*.

Validation
of construc-
tion of
watermains
and sewers
across
properties
without
compensa-
tion.

2.—(1) All sewers and watermains heretofore constructed by the corporation through lands which do not constitute a street shall conclusively be deemed to have been lawfully undertaken and constructed and may be maintained and used by the corporation, and the corporation may make repairs to such sewers and watermains and for such purposes may enter and pass upon and over such lands and if necessary may cut and dig up the same, but in so doing no unnecessary damage shall be occasioned and all such lands shall be restored to their original condition without unnecessary delay and the owners thereof shall not be entitled to compensation in respect of any such necessary entry, passage, cutting or digging.

Registration.

(2) A copy of this section together with an affidavit setting forth a proper local description of each lot or parcel of land affected thereby shall be registered in the land titles office and registry office for the district of Kenora and a memorandum thereof shall be entered by the registrar or local master of titles as the case may be, in the proper abstract index or on the proper register for each respective lot or parcel of land so affected.

Tax sales
and
conveyances
confirmed.

3.—(1) All sales of land within the town of Kenora made prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said town for arrears of taxes in respect to the land so sold are hereby validated and

confirmed, and all conveyances of land so sold executed by the mayor and treasurer of the said corporation purporting to convey the said land to the purchaser thereof, or his heirs or assigns, or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs or assigns and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title, interest and claim whatsoever of the owners thereof at the time of said sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for the non-payment of which the said lands were sold.

(2) Nothing in this section contained shall affect or pre-judice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed. ^{Pending litigation.}

4. By-law number 1092 of the said corporation, passed on the 30th day of January, 1933, authorizing the borrowing of \$40,808.97 by the issue of debentures to pay for certain sewers therein described, and all debentures issued or to be issued under said by-law and all assessments made in respect of such sewers and all rates levied or to be levied for the payment of the said debentures are hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof. ^{By-law No. 1092, debentures and assessments confirmed.}

5. This Act, other than section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1933. ^{Commencement of Act.}

BILL

An Act respecting the Town of Kenora.

1st Reading

February 28th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. HUTCHINSON

No. 30

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Havergal College.

MR. BAIRD

(PRIVATE BILL)

No. 30

1933

BILL

An Act respecting Havergal College.

Preamble.

WHEREAS Havergal College, which was constituted a corporation by chapter 104 of the Statutes of Ontario, 1917, has represented by its petition that it is desirous of having an Act passed to amend the provisions of the said Act with respect to the retirement of trustees and governors of the said corporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Havergal College Act, 1933*.

1917, c. 104,
s. 1,
amended.

2. Section 1 of chapter 104 of the Statutes of Ontario, 1917, being an Act to incorporate Havergal College, is amended by adding thereto the following subsection:

Retirement
of trustees.

(3) The four members of the corporation who have been longest, since the time of their last appointment, in office as trustees and governors of the college shall cease to be trustees and governors on the 1st day of May, 1933, and thereafter at the same date in each successive year, provided that such members shall be eligible for reappointment by the remaining members of the board or a majority of the members.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Havergal College.

1st Reading

2nd Reading

3rd Reading

MR. BAIRD

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Havergal College.

MR. BAIRD

(PRIVATE BILL)

No. 30

1933

BILL

An Act respecting Havergal College.

Preamble.

WHEREAS Havergal College, which was constituted a corporation by chapter 104 of the Statutes of Ontario, 1917, has represented by its petition that it is desirous of having an Act passed to amend the provisions of the said Act with respect to the retirement of trustees and governors of the said corporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Havergal College Act, 1933*.

1917, c. 104,
s. 1,
amended.

2. Section 1 of chapter 104 of the Statutes of Ontario, 1917, being *An Act to incorporate Havergal College*, is amended by adding thereto the following subsection:

Retirement
of trustees.

(3) The four members of the board who have been longest in office as trustees and governors since the time of their last appointment to office whether by the said Act or otherwise shall cease to hold office on the 1st day of November, 1933, and thereafter on that date in each successive year and when their successors shall be appointed. The vacancies occurring by such retirement shall be filled in accordance with section 2, provided that any trustee and governor so retiring shall be eligible for reappointment.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Havergal College.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. BAIRD

*(Reprinted as amended by the Private Bills
Committee)*

No. 30

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Havergal College.

MR. BAIRD

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 30

1933

BILL

An Act respecting Havergal College.

Preamble.

WHEREAS Havergal College, which was constituted a corporation by chapter 104 of the Statutes of Ontario, 1917, has represented by its petition that it is desirous of having an Act passed to amend the provisions of the said Act with respect to the retirement of trustees and governors of the said corporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Havergal College Act, 1933*.

1917, c. 104,
s. 1,
amended.

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Retirement
of trustees.

(3) The four members of the board who have been longest in office as trustees and governors since the time of their last appointment to office whether by the said Act or otherwise shall cease to hold office on the 1st day of November, 1933, and thereafter on that date in each successive year and when their successors shall be appointed. The vacancies occurring by such retirement shall be filled in accordance with section 2, provided that any trustee and governor so retiring shall be eligible for reappointment.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Havergal College.

1st Reading

March 7th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. BAIRD

No. 31

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Peterborough.

MR. STRICKLAND

(PRIVATE BILL)

BILL

An Act respecting the City of Peterborough.

Preamble.

WHEREAS the corporation of the city of Peterborough has, by petition, prayed for an Act to amend section 1 of chapter 104 of the Statutes of Ontario, 1908, relating to the said corporation as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Peterborough Act, 1933*.

1908, c. 104,
s. 1,
amended.

2. Section 1 of chapter 104 of the Statutes of Ontario, 1908, as amended by section 1 of chapter 123 of the Statutes of Ontario, 1910, and as further amended by section 1 of chapter 75 of the Statutes of Ontario, 1918, is further amended by adding thereto the following subsections:

Aldermanic
candidates
for office of
mayor to file
resignation

(9) An alderman whose term of office as such in the council of the city of Peterborough has at least one month to run after the day of nomination hereinafter referred to shall not be eligible to be elected mayor of the said city unless he has at least five days before the day of nomination filed his resignation as alderman with the clerk of the council, and the clerk shall not place on the ballot paper the name of any such alderman as a candidate for mayor who fails to file such resignation with the clerk within the time aforesaid.

Vacancy in
office of
alderman.

(10) The filing of the resignation mentioned in subsection 9 shall render vacant the seat of the alderman.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of
Peterborough.

1st Reading

2nd Reading

3rd Reading

MR. STRICKLAND

(*Private Bill*)

No. 31

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Peterborough.

MR. STRICKLAND

(PRIVATE BILL)

No. 31

1933

BILL

An Act respecting the City of Peterborough.

Preamble.

WHEREAS the corporation of the city of Peterborough has, by petition, prayed for an Act to amend section 1 of chapter 104 of the Statutes of Ontario, 1908, relating to the said corporation as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Peterborough Act, 1933*.

1908, c. 104,
s. 1,
amended.

2. Section 1 of chapter 104 of the Statutes of Ontario, 1908, as amended by section 1 of chapter 123 of the Statutes of Ontario, 1910, and as further amended by section 1 of chapter 75 of the Statutes of Ontario, 1918, is further amended by adding thereto the following subsections:

Aldermanic
candidates
for office of
mayor to file
resignation

- (9) An alderman whose term of office as such in the council of the city of Peterborough has at least one month to run after the day of nomination hereinafter referred to shall not be eligible to be elected mayor of the said city unless he has at least ten days before the day of nomination filed his resignation as alderman with the clerk of the council, and the clerk shall not place on the ballot paper the name of any such alderman as a candidate for mayor who fails to file such resignation with the clerk within the time aforesaid.

Vacancy in
office of
alderman.

- (10) The filing of the resignation mentioned in subsection 9 shall render vacant the seat of the alderman.



Filing
vacancy.

- (11) Notwithstanding the provisions of subsection 4 where the seat of an alderman is rendered vacant by reason of the filing of the resignation mentioned in

Rev. Stat.,
c. 233.

subsection 9 the vacancy shall not be filled in the manner provided in said subsection 4 but the seat shall remain vacant until the next annual election of aldermen when it shall be filled in the manner provided by *The Municipal Act* for holding the nomination and election of aldermen, except that the person then elected to fill the vacancy shall hold office only for the remainder of the term for which his predecessor was elected.



Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of
Peterborough.

1st Reading

February 28th, 1933

2nd Reading

3rd Reading

MR. STRICKLAND

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Peterborough.

MR. STRICKLAND

BILL

An Act respecting the City of Peterborough.

Preamble.

WHEREAS the corporation of the city of Peterborough has, by petition, prayed for an Act to amend section 1 of chapter 104 of the Statutes of Ontario, 1908, relating to the said corporation as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Peterborough Act, 1933*.

1908, c. 104,
s. 1,
amended.

2. Section 1 of chapter 104 of the Statutes of Ontario, 1908, as amended by section 1 of chapter 123 of the Statutes of Ontario, 1910, and as further amended by section 1 of chapter 75 of the Statutes of Ontario, 1918, is further amended by adding thereto the following subsections:

Aldermanic
candidates
for office of
mayor to file
resignation

(9) An alderman whose term of office as such in the council of the city of Peterborough has at least one month to run after the day of nomination hereinafter referred to shall not be eligible to be elected mayor of the said city unless he has at least ten days before the day of nomination filed his resignation as alderman with the clerk of the council, and the clerk shall not place on the ballot paper the name of any such alderman as a candidate for mayor who fails to file such resignation with the clerk within the time aforesaid.

Vacancy in
office of
alderman.

(10) The filing of the resignation mentioned in subsection 9 shall render vacant the seat of the alderman.

Filling
vacancy.

(11) Notwithstanding the provisions of subsection 4 where the seat of an alderman is rendered vacant by reason of the filing of the resignation mentioned in

subsection 9 the vacancy shall not be filled in the manner provided in said subsection 4 but the seat shall remain vacant until the next annual election of aldermen when it shall be filled in the manner provided by *The Municipal Act* for holding the nomination and election of aldermen, except that the person then elected to fill the vacancy shall hold office only for the remainder of the term for which his predecessor was elected.

Rev. Stat.,
c. 233.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

BILL

An Act respecting the City of
Peterborough.

1st Reading

February 28th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. STRICKLAND

No. 32

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Ottawa.

MR. ELLIS

(PRIVATE BILL)

No. 32

1933

BILL

An Act respecting the City of Ottawa.

Preamble.

WHEREAS the corporation of the city of Ottawa, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Ottawa Act, 1933*.

Power
to issue
debentures
for certain
purposes
conferred.

2. The corporation of the city of Ottawa may provide by by-law for an issue of debentures payable within twenty years from their date, and not exceeding the following amounts for the purposes specified:

- (a) \$115,000 to repave the track allowance of the Ottawa Electric Railway Company on certain streets;
- (b) \$75,000 to provide for the discount on the sale of the debentures authorized by by-laws numbers 7302, 7303, 7305, 7307, 7311, 7319, 7321, 7322, 7382, 7383 and 7409 of the said corporation;
- (c) \$50,000 to provide for the reconstruction of the Sussex Street Bridges.

Validity of
debentures.

3.—(1) It shall not be necessary for the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws, to the passing of any of the money by-laws authorized by section 2 of this Act, or to observe in respect thereto the formalities prescribed by *The Municipal Act* in relation to the passing of money by-laws.

Rev. Stat.,
c. 233.

Rate of
interest and
manner of
payment.

(2) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the

Rev. Stat.,
c. 233. principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Irregularities
not to in-
validate. (3) No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Tax sales
and convey-
ances
confirmed. 4.—(1) All sales of land within the city of Ottawa made by the treasurer thereof prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the lands so sold are validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation, purporting to convey the said land so sold to the purchaser thereof or to his heirs or assigns, or to the said corporation, shall have the effect of vesting the land so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and of and from all mortgages, charges, liens and encumbrances thereon and dower therein except taxes accruing after those for the non-payment of which the said lands were sold; provided that in the case of land registered under *The Land Titles Act*, the transfer of such land shall be completed by the proper master of titles entering on the register the transferee as owner of the land transferred and, until such entry is made, the land shall not vest in the transferee, and the master of titles shall not be required to give the notice prescribed by section 66 of *The Land Titles Act* before making such entry.

Rev. Stat.,
c. 158.

Pending
litigation
not affected. (2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectively as if this Act had not been passed.

Commence-
ment of Act. 5. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Ottawa.

1st Reading

2nd Reading

3rd Reading

MR. ELLIS

(Private Bill)

No. 32

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Ottawa.

MR. ELLIS

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Ottawa.

Preamble.

WHEREAS the corporation of the city of Ottawa, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Ottawa Act, 1933*.



Power to issue debentures for paving track allowance.

2. The corporation of the city of Ottawa may provide by by-law for an issue of debentures payable within ten years from their date, not exceeding \$115,000 in amount, to repave the track allowance of the Ottawa Electric Railway Company on certain streets.



Power to issue debentures for certain purposes conferred.

3. The corporation of the city of Ottawa may provide by by-law for an issue of debentures payable within twenty years from their date, and not exceeding the following amounts for the purposes specified:

(a) \$75,000 to provide for the discount on the sale of the debentures authorized by by-laws numbers 7302, 7303, 7305, 7307, 7311, 7319, 7321, 7322, 7382, 7383 and 7409 of the said corporation;

(b) \$50,000 to provide for the reconstruction of the Sussex Street Bridges.

Validity of debentures.

4.—(1) It shall not be necessary for the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws, to the passing of any of the money by-laws authorized by sections 2 or 3 of this Act, or to observe in respect thereto the formalities prescribed by *The Municipal Act* in relation to the passing of money by-laws.

Rev. Stat., c. 233.

Rate of
interest and
manner of
payment.

Rev. Stat.,
c. 233.

(2) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Irregularities
not to in-
validate.

(3) No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Tax sales
and convey-
ances
confirmed.

5.—(1) All sales of land within the city of Ottawa made by the treasurer thereof prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the lands so sold are validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation, purporting to convey the said land so sold to the purchaser thereof or to his heirs or assigns, or to the said corporation, shall have the effect of vesting the land so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and of and from all mortgages, charges, liens and encumbrances thereon and dower therein except taxes accruing after those for the non-payment of which the said lands were sold; provided that in the case of land registered under *The Land Titles Act*, the transfer of such land shall be completed by the proper master of titles entering on the register the transferee as owner of the land transferred and, until such entry is made, the land shall not vest in the transferee, and the master of titles shall not be required to give the notice prescribed by section 66 of *The Land Titles Act* before making such entry.

Rev. Stat.,
c. 158.

Rev. Stat.,
c. 158.

Pending
litigation
not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectively as if this Act had not been passed.

Commence-
ment of Act.

6. This Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Ottawa.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. ELLIS

*(Reprinted as amended by the Private
Bills Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Ottawa.

MR. ELLIS

No. 32

1933

BILL

An Act respecting the City of Ottawa.

Preamble.

WHEREAS the corporation of the city of Ottawa, has by its petition, prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Ottawa Act, 1933*.

Power to
issue
debentures
for paving
track
allowance.

2. The corporation of the city of Ottawa may provide by by-law for an issue of debentures payable within ten years from their date, not exceeding \$115,000 in amount, to repave the track allowance of the Ottawa Electric Railway Company on certain streets.

Power
to issue
debentures
for certain
purposes
conferred.

3. The corporation of the city of Ottawa may provide by by-law for an issue of debentures payable within twenty years from their date, and not exceeding the following amounts for the purposes specified:

(a) \$75,000 to provide for the discount on the sale of the debentures authorized by by-laws numbers 7302, 7303, 7305, 7307, 7311, 7319, 7321, 7322, 7382, 7383 and 7409 of the said corporation;

(b) \$50,000 to provide for the reconstruction of the Sussex Street Bridges.

Validity of
debentures.

4.—(1) It shall not be necessary for the said corporation to obtain the assent of the electors of the said city qualified to vote on money by-laws, to the passing of any of the money by-laws authorized by sections 2 or 3 of this Act, or to observe in respect thereto the formalities prescribed by *The Municipal Act* in relation to the passing of money by-laws.

Rev. Stat.,
c. 233.

(2) Debentures issued under the provisions of any such by-law shall bear interest at such rate as the council of the said corporation shall in such by-law determine and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Rate of interest and manner of payment.

Rev. Stat., c. 233.

(3) No irregularity in the form of any of the debentures issued under the authority of this Act, or in any by-law authorizing the issue thereof, shall render the same invalid, or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof, or any part thereof, or the interest thereon.

Irregularities not to invalidate.

5.—(1) All sales of land within the city of Ottawa made by the treasurer thereof prior to the 31st day of December, 1931, purporting to have been made by the treasurer of the said city for arrears of taxes in respect to the lands so sold are validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation, purporting to convey the said land so sold to the purchaser thereof or to his heirs or assigns, or to the said corporation, shall have the effect of vesting the land so sold in the purchaser or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple, and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of said sale, or their assigns, and of and from all mortgages, charges, liens and encumbrances thereon and dower therein except taxes accruing after those for the non-payment of which the said lands were sold; provided that in the case of land registered under *The Land Titles Act*, the transfer of such land shall be completed by the proper master of titles entering on the register the transferee as owner of the land transferred and, until such entry is made, the land shall not vest in the transferee, and the master of titles shall not be required to give the notice prescribed by section 66 of *The Land Titles Act* before making such entry.

Tax sales and conveyances confirmed.

Rev. Stat., c. 158.

Rev. Stat., c. 158.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectively as if this Act had not been passed.

Pending litigation not affected.

6. This Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

Commencement of Act.

BILL

An Act respecting the City of Ottawa.

1st Reading

March 7th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. ELLIS

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to amend the Act incorporating Les Révérends Pères Oblats de
l'Immaculée Conception de Marie.

MR. COTE

(PRIVATE BILL)

BILL

An Act to amend the Act incorporating Les Révérends Pères Oblats de l'Immaculée Conception de Marie.

Preamble.

WHEREAS the corporation of Les Révérends Pères Oblats de l'Immaculée Conception de Marie has by its petition represented that it was incorporated by an Act of the late Province of Canada, passed in the twelfth year of the Reign of Her Majesty Queen Victoria, and entitled *An Act to incorporate Les Révérends Pères Oblats de l'Immaculée Conception de Marie, in the Province of Canada*, and has by its petition sought that an Act be passed changing the name of the said corporation and otherwise amending its Act of incorporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *Les Missionnaires Oblats de Marie Immaculée Act, 1933*.

Name changed.

2. The name "Les Révérends Pères Oblats de l'Immaculée Conception de Marie" is changed to "Les Missionnaires Oblats de Marie Immaculée," and section 1 of chapter 143 being the Act to incorporate Les Révérends Pères Oblats de l'Immaculée Conception de Marie, in the Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, is amended by striking out the name, "Les Révérends Pères Oblats de l'Immaculée Conception de Marie" wherever it occurs in the said section and inserting in lieu thereof the name "Les Missionnaires Oblats de Marie Immaculée."

Power to acquire lands, subject to The Mortmain and Charitable Uses Act.

3. Notwithstanding anything contained in the said Act,—

- (a) The said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements and the same alienate, lease,

mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

Confirmation of title to lands now held.

- (b) All conveyances, transfers and devises of land and tenements heretofore made in favour of the said corporation are hereby confirmed and the lands and tenements described in the said conveyances, transfers or devises and now held by the said corporation are hereby vested in "Les Missionnaires Oblats de Marie Immaculée."

12 Vict., c. 143, ss. 4, 5 and 6, repealed.

4. Sections 4, 5 and 6 of the said Act are hereby repealed.

Council of Administration.

- 5.—(1) Notwithstanding anything contained in the said Act all the powers of the said corporation shall be exercised by a managing body called the Council of Administration.

Membership.

- (2) The Council of Administration shall consist of six members as follows: The Provincial, the Bursar and four Councillors.

Present members.

- (3) The members of the council now in office shall continue in office until their respective and several successors are appointed.

Powers of management.

- (4) The Council of Administration shall have the control and management of all the affairs of business of the corporation and for greater certainty, but not so as to limit the generality of the foregoing, it is declared that the council shall have power to,—

- (a) hypothecate, pledge or charge any or all the personal and real property of the corporation to secure any

money borrowed or the fulfilment of any obligations incurred by it under promissory note or bill of exchange signed, made, drawn or endorsed by it;

- (b) pass by-laws providing for the term of office and the mode of appointment of the members of the council, and for filling any vacancy which may occur in the council by death, resignation or otherwise;
- (c) pass by-laws providing rules and regulations pertaining to the meeting of the council and its transactions and for fixing the quorum of the council;
- (d) subject to the limitations imposed by any trust as to the same, invest all such money as shall come to the hands of the corporation in such manner as to the council may seem meet.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act to amend the Act incorporating
Les Révérends Pères Oblats de
l'Immaculée Conception
de Marie.

1st Reading

2nd Reading

3rd Reading

MR. COTE

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act to amend the Act incorporating Les Révérends Pères Oblats de
l'Immaculée Conception de Marie.

MR. COTE

BILL

An Act to amend the Act incorporating Les Révérends Pères Oblats de l'Immaculée Conception de Marie.

Preamble.

WHEREAS the corporation of Les Révérends Pères Oblats de l'Immaculée Conception de Marie has by its petition represented that it was incorporated by an Act of the late Province of Canada, passed in the twelfth year of the Reign of Her Majesty Queen Victoria, and entitled *An Act to incorporate Les Révérends Pères Oblats de l'Immaculée Conception de Marie, in the Province of Canada*, and has by its petition sought that an Act be passed changing the name of the said corporation and otherwise amending its Act of incorporation; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title

1. This Act may be cited as *Les Missionnaires Oblats de Marie Immaculée Act, 1933*.

Name changed.

2. The name "Les Révérends Pères Oblats de l'Immaculée Conception de Marie" is changed to "Les Missionnaires Oblats de Marie Immaculée," and section 1 of chapter 143 being the Act to incorporate Les Révérends Pères Oblats de l'Immaculée Conception de Marie, in the Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, is amended by striking out the name, "Les Révérends Pères Oblats de l'Immaculée Conception de Marie" wherever it occurs in the said section and inserting in lieu thereof the name "Les Missionnaires Oblats de Marie Immaculée."

Power to acquire lands, subject to The Mortmain and Charitable Uses Act.

3. Notwithstanding anything contained in the said Act,—

(a) The said corporation may from time to time and at all times acquire and hold as purchaser any interest in lands and tenements and the same alienate, lease,

mortgage and dispose of, and purchase others in their stead, provided that the said corporation shall not at any time acquire or hold as purchaser any lands or tenements or interest therein otherwise than for actual use or occupation for the purposes of the said corporation, and the said corporation may from time to time take or hold by gift, devise or bequest any lands or tenements or interest therein; but no lands or tenements or interest therein acquired by gift, devise or bequest shall be held by the said corporation for a longer period than seven years after the acquisition thereof unless the same are actually used or occupied for the purposes of the said corporation; and to the extent that any such lands or tenements or interest therein are not actually required for such use or occupation, the same shall within the said period of seven years be disposed of by the said corporation, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

- (b) All conveyances, transfers and devises of land and tenements heretofore made in favour of the said corporation are hereby confirmed and the lands and tenements described in the said conveyances, transfers or devises and now held by the said corporation are hereby vested in "Les Missionnaires Oblats de Marie Immaculée."

Confirma-
tion of title
to lands
now held.

4. Sections 4, 5 and 6 of the said Act are hereby repealed.

12 Vict.,
c. 143, ss. 4,
5 and 6,
repealed.

- 5.—(1) Notwithstanding anything contained in the said Act all the powers of the said corporation shall be exercised by a managing body called the Council of Administration.

Council of
Administra-
tion.

- (2) The Council of Administration shall consist of six members as follows: The Provincial, the Bursar and four Councillors.

Membership.

- (3) The members of the council now in office shall continue in office until their respective and several successors are appointed.

Present
members.

- (4) The Council of Administration shall have the control and management of all the affairs of business of the corporation and for greater certainty, but not so as to limit the generality of the foregoing, it is declared that the council shall have power to,—

Powers of
manage-
ment.

- (a) hypothecate, pledge or charge any or all the personal and real property of the corporation to secure any

money borrowed or the fulfilment of any obligations incurred by it under promissory note or bill of exchange signed, made, drawn or endorsed by it;

- (b) pass by-laws providing for the term of office and the mode of appointment of the members of the council, and for filling any vacancy which may occur in the council by death, resignation or otherwise;
- (c) pass by-laws providing rules and regulations pertaining to the meeting of the council and its transactions and for fixing the quorum of the council;
- (d) subject to the limitations imposed by any trust as to the same, invest all such money as shall come to the hands of the corporation in such manner as to the council may seem meet.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act to amend the Act incorporating
Les Révérends Pères Oblats de
l'Immaculée Conception
de Marie.

1st Reading

February 21st, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. COTE

No. 34

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the College of Ottawa.

MR. COTE

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 34

1933

BILL

An Act respecting the College of Ottawa.

Preamble.

WHEREAS the College of Ottawa has by its petition represented that it was incorporated by an Act of the Parliament of the late Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, chapter 107, and entitled *An Act to incorporate The College of Bytown*, which Act of incorporation has been amended and added to by the various Acts referred to in schedule A hereto, and has by its petition sought further powers and amendments, and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The University of Ottawa Act, 1933*.

Acts repealed.

2. The Acts set out in schedule "A" hereto are repealed and the provisions of this Act are substituted therefor.

Change of name.

3. The corporation of "The College of Bytown" of which corporation the name was changed to "The College of Ottawa" is hereby continued under the name of "Université d'Ottawa," hereinafter referred to as the University, and, subject to the provisions of this Act, shall have, hold, possess and enjoy all the property, rights, powers and privileges which it may now have, hold, possess or enjoy.

University to be body corporate and politic.

4. The University shall be a body corporate and politic in deed and in name.

Members of University.

5. The University shall be constituted of the following members: The Rector, The First Vice-Rector, The Second Vice-Rector, The Secretary, The Bursar, The First Councillor and the Second Councillor of the said University now in office,

and their several and respective successors together with such other members as the Council of Administration may admit pursuant to its by-laws.

Power to acquire and hold real and personal property.

6. The University shall have power to purchase or otherwise take or receive, hold and enjoy any estate whatsoever, real or personal, and to alienate, sell, convey, lease or otherwise dispose of the same or any part thereof from time to time and as occasion may require, and to acquire other estate, real and personal, in addition to or in place thereof to and for the uses and purposes of the said University.

Power to borrow money, issue bonds, etc.

7. If and when authorized by by-law duly passed by the council of administration, the University shall have the power to,—

- (a) Borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the said council;
- (b) Make, draw and endorse promissory notes or bills of exchange;
- (c) Hypothecate, pledge or charge any or all the personal and real property of the University to secure any money so borrowed or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) Issue bonds, debentures and obligations on such terms and conditions as the council may decide, and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the council may decide and may mortgage, charge, hypothecate or pledge all or any part of the real or personal property of the University to secure any such bonds, debentures and obligations.

Application of rents, revenues, etc.

8. The rents, revenues, issues and profits of all property, real and personal, held by the said University and all other income of the University shall be appropriated and applied solely to the maintenance of the members of the University, the construction and repair of the buildings requisite for the purposes of the University, and to the attainment of the objects for which the University is constituted and to the payment of expenses to be incurred for objects legitimately connected with or depending on the purposes aforesaid.

Property
vested in
university.

9. All and every the estate and property, real and personal, belonging to or hereafter to be acquired by the officers or members of the University as such and all debts, claims and rights whatsoever due to them in that quality shall be and are hereby vested in the University.

Members
and officers
not indivi-
dually liable
for debts,
etc.

10. Nothing herein contained shall have the effect or be construed to have the effect of rendering all or any of the members or officers of the said University, or any person whatsoever individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the University or for or on account or in respect of any matter or thing whatsoever relating to the University.

Land vested
in University
not liable to
expropria-
tion.

11. The real property of the University shall not be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking land compulsorily for any purpose; and no power to expropriate real property hereafter conferred shall extend to such real property unless in the Act conferring the power it is made in express terms to apply thereto.

Exemption
of property
from
taxation.

12. The property, real and personal, vested in the University shall not be liable to taxation for municipal or school purposes, and shall be exempt from every description of such taxation; but the interest of every lessee and occupant (who is not a member of the University or a member of the teaching staff or a servant or a student of the University) of real property vested in the University shall be liable to taxation.

Act not to
affect His
Majesty's
rights.

13. Nothing in this Act shall affect any right of His Majesty, his heirs or successors, or of any party or persons whomsoever; such rights only excepted as are herein expressly mentioned or affected.

Lieutenant-
Governor to
be visitor.

14.—(1) The Lieutenant-Governor of Ontario shall be a visitor of the said University.

Report of
council of
administra-
tion.

(2) The council of administration of the University shall report to the Lieutenant-Governor at such time or times as he may appoint, on the general state, progress and prospects of the University, and upon all matters touching the same, with such suggestions as they think proper to make; and the Council shall also at all times, when thereunto required by the Lieutenant-Governor, inquire into, examine and report upon any subject or matter connected with the University, and copies of the annual report of the University and of such

other reports as may be by the Lieutenant-Governor required shall be laid before the Legislative Assembly of the Province of Ontario, at the next session thereof.

Objects of
University.

15. The objects of the University are hereby declared to be:

- (a) to promote art, science, instruction in law, medicine, engineering, agriculture, pharmacy and every other useful branch of learning;
- (b) to promote the intellectual, moral and physical welfare of its undergraduates, graduates and teaching staff.

Status and
powers of
University as
from
August 15th,
1866.

16.—(1) Subject to the provisions in this Act contained the status and powers of the University as a university are hereby continued and shall be deemed to have subsisted as from the 15th day of August, 1866.

Power to
confer
degrees.

(2) The University shall have power and authority after proper examinations to confer in all branches of learning any and all degrees which may properly be conferred by a university.

Power to
confer *ad
honorem*
degrees.

(3) The University shall also have power and authority to confer any of the said degrees as *ad honorem* degrees.

Constitution
of governing
and manag-
ing persons
and bodies.

17. The governing and managing persons and bodies of the University shall be the chancellor, the rector, the council of administration, the senate and the faculties, which bodies shall be constituted as hereinafter provided and which persons and bodies shall enjoy and possess the power and authority respectively hereinafter conferred upon each one of them.

Chancellor
to be
Roman
Catholic
Archbishop
of Ottawa

18.—(1) The chancellor of the University is and shall be the Roman Catholic Archbishop of Ottawa for the time being.

Chancellor
to be titular
head, etc.

(2) The chancellor shall be the titular head of the University, and be accorded the place of honour at commencement exercises and other functions; he shall preside at examinations if he is present, and shall, at his option, as of right first sign all diplomas to degrees.

Vacancy.

(3) During the vacancy of the said archepiscopal seat the prelate who shall assume the temporary administration thereof shall also assume the duties and enjoy the rights of the chancellor.

Constitution
of council of
administra-
tion.

19.—(1) The council of administration shall consist of the following members: The Rector, the First Vice-Rector, the

Second Vice-Rector, the Secretary, the Bursar, the First Councillor and the Second Councillor together with such other officers as the council may by by-law provide for, and shall be designated under that name.

(2) The members of the council now in office shall continue in office until their respective and several successors are appointed.

Duties and
powers of
council of
administra-
tion.

20.—(1) The council of administration, subject only to the powers which are by this Act expressly and exclusively conferred upon the chancellor, the rector, the senate, the faculties and the officers of the council respectively, shall have the control and management of all the affairs and business of the University, and for greater certainty but not so as to limit the generality of the foregoing, it is declared that the council shall have power to

- (a) pass by-laws providing for the term of office and mode of appointment of the members of the council and for filling any vacancy which may occur in the council by death, resignation or otherwise;
- (b) pass by-laws providing rules and regulations pertaining to the meetings of the council and its transactions and for fixing the quorum of the council;
- (c) appoint such officers, professors, lecturers, teachers and servants of the said University as shall be necessary for the good government of the affairs of the University and to allow to them and to the examiners such compensation for their services as to the council may be deemed reasonable and proper and define and limit the duties of all such officers, lecturers, teachers and servants;
- (d) subject to the limitations imposed by any trust as to the same, invest all such money as shall come to the hands of the council in such manner as to the council may seem meet;
- (e) upon the advice and report of the senate and pursuant to the terms of such report, establish in the University such faculties, special schools, departments, chairs and courses of instruction as to the council may seem meet;
- (f) subject to the provisions of this Act, provide for the affiliation with the University of any college, seminary or other institution of learning.
- (g) upon the advice and report of the senate to cancel, recall and suspend any degree whether heretofore or

hereafter granted or conferred of any graduate of the University heretofore or hereafter convicted in Ontario or elsewhere of an offence which if committed in Canada would be an indictable offence, or heretofore or hereafter guilty of any infamous or disgraceful conduct or of conduct unbecoming a graduate of the University, to erase the name of such graduate from the roll or register of graduates and to require the surrender for cancellation of the diplomas, certificate or other instrument evidencing the right of such graduate to a degree of which he shall have been deprived under the authority of any by-law passed by the council under this subsection.

Power to
veto.

(2) Notwithstanding anything in this Act contained, the council of administration shall have the power and the right, for reasons affecting the general welfare of the University of which reasons the council shall be the sole judge, to veto any act or decision of the senate or of the councils of the faculties, excepting the exercise by the senate of its right to allow and grant degrees.

Powers of
rector.

21.—(1) The rector, subject to the by-laws of the council of administration shall be the manager of the affairs of the University and in all cases not provided for by this Act or by the by-laws of the council shall have power and authority to act on behalf of the University; he shall, subject only to the by-laws of the council as to the place and notice of meetings, have the right to call any meeting of the council, of the Senate and of the councils of the faculties and preside, if he is present, at all meetings of the council, of the senate and of the councils of the faculties whether called by him or not and vote thereat; he shall in the absence of the chancellor preside, if he is present, at examinations and shall first sign all University diplomas or degrees unless the chancellor chooses to do so, in which event he shall sign immediately after the chancellor and shall have such other powers as the council may by by-law provide.

Duties of
secretary.

22. The secretary shall maintain and keep the register or roll of graduates of the University and of those persons who have or shall receive *ad honorem* degrees; he shall be the secretary of the council of administration and of the senate; he shall sign all University diplomas after the rector and he shall perform such other duties as may be assigned to him by the rector, by the council of administration and by the senate.

Duties of
first vice-
rector and
other
officers.

23. The first vice-rector and the other officers of the council of administration shall have such rights and perform such duties as may from time to time be assigned to them by by-law of the council of administration.

Constitution
of the senate.

24. The senate of the University, in this Act referred to as "the senate," shall consist of the following members:

- (a) The chancellor for the time being;
- (b) The rector;
- (c) The other officers of the council of administration, namely, the first vice-rector, the second vice-rector, the secretary, the bursar, the first councillor and the second councillor of the University;
- (d) The persons for the time being holding the following positions in the University:
 - (i) The dean, the vice-dean, and the secretary of each of the faculties of the University;
 - (ii) The directors of the special schools operated by the University, but not conducted by any of its organized faculties;
 - (iii) Such professors of the faculty of divinity, not exceeding seven, as may be chosen by the council of administration;
 - (iv) Four professors of the faculty of arts, to be chosen by the council of the said faculty;
 - (v) One member from each of the institutions affiliated with the University, in all cases where the conditions of the agreement of affiliation entitle such affiliated institution to appoint a representative.

Rector or
first vice-
rector to
preside at
meetings.

25.—(1) At all meetings of the senate, the rector, or, in his absence, the first vice-rector, or in the absence of both, the second vice-rector, shall preside.

Questions
to be
decided by
vote.

(2) All questions which shall come up before the senate shall be decided by a majority of votes of the members present, including the vote of the rector, or other presiding member of the senate, and in case of an equal division of such votes the rector or in his absence the presiding member at such meeting shall have an additional or casting vote.

Quorum.

(3) A majority of all the members of the senate shall constitute a quorum for the transaction of business.

Meetings.

(4) The senate shall meet at the University Building in Ottawa from time to time when convened by the rector, and

at such times as the members of the senate shall by by-law appoint.

Powers of senate.

26. The senate shall have the power and authority to control the system and course of education pursued in the University and all matters pertaining thereto; to determine the courses of study and the qualifications for admission into any and all of the said courses of study and the qualifications for degrees; and to confer any and all degrees which may be conferred by the University, provided the courses of study prescribed for matriculation into the University shall in an essential sense be equivalent to those prescribed for matriculation into the University of Toronto and in respect to any degree which the said senate has power to confer the courses of instruction and the scope of examinations for such degree shall also be equivalent to the courses and examinations for a corresponding degree in the University of Toronto, to the end that the standard and qualifications for admission and degrees in the University may be not inferior to, although not necessarily identical with those adopted in the University of Toronto.

Duties of senate as to reports, promotions, etc.

27.—(1) The senate shall receive the reports from the councils of the faculties and from the special schools, departments, chairs and courses of instruction as to the examinations passed by the students, and shall grant academic promotion to those who, in the opinion of the senate, shall be worthy of promotion.

Ad honorem degrees.

(2) The senate may either refuse or confer *ad honorem* degree to persons recommended by the council of administration.

Conferring of degrees.

(3) After proper examinations the senate shall have the power and authority to confer degrees upon payment of such reasonable fees as the council of administration shall by by-law from time to time determine, such fees to be paid to the general fund of the University.

Senate to advise and report on faculties, etc.

(4) The senate shall advise and report to the council of administration as to the establishing, including the constitution thereof in the University of such faculties, special schools, departments, chairs and courses of instruction, as to the senate may seem meet.

Government of faculty.

28.—(1) Every faculty established by the University shall be governed by a council which shall consist of the dean, the vice-dean, the secretary and of the members of the teaching staff.

Election of dean, vice-dean and secretary.

(2) The dean, vice-dean and the secretary of each faculty shall be elected by the members of the teaching staff, but

their election must be confirmed by the council of administration.

Temporary lecturers not to be deemed members of teaching staff.

(3) The lecturers and instructors whose appointments are temporary shall not for the purposes of this section be deemed to be members of the teaching staff.

Power of councils of faculties.

(4) The councils of the faculties shall have power and authority to appoint examiners, and to make by-laws for the good and efficient management of the affairs of the faculty, provided, however, that no such by-laws shall be valid until and unless the same shall be approved by the senate with regard to matters of a purely academic nature, and by the council of administration with regard to all other matters.

Examination of candidates.

29. Once at least in every year at a time or times to be fixed by the senate, the senate shall cause to be held an examination of the candidates for degrees, certificates of proficiency, scholarships and prizes, and at any such examination the candidates shall be examined by examiners appointed for the purpose by the councils of the faculties and by the directors of special schools, departments, chairs and courses of instruction and at every such examination the candidates shall be examined orally or in writing or otherwise.

Examiners to make declaration.

30. The examiners may be required to make in writing the declaration which appears in schedule "B" hereto.

Scholarships, prizes, etc.

31. The senate may grant such scholarships and prizes as to the senate may seem meet, provided, however, the council of administration has previously approved of the granting of such scholarships and prizes.

Affiliation with other colleges, etc.

32.—(1) The University may by by-law passed by the senate and confirmed by the council of administration, provide that any college, seminary or other institution established in any province of Canada may become affiliated to and connected with the University for the purpose of admitting therefrom as candidates at examinations for the degrees which the University is authorized to confer, such persons as may have successfully completed in such college, seminary or other institution whilst affiliated with the University, such course of instruction, preliminary to any of the said respective examinations for standing or for scholarships, honours, degrees or certificates as the University shall from time to time by regulations in that behalf determine; provided always that no college, seminary or other institution of learning in the province of Ontario now in affiliation with the University of Toronto and no university in the province of Ontario shall affiliate to or connect with the said Université d'Ottawa.

Agreement
of
affiliation.

(2) The agreement of affiliation entered into between the University and the affiliated college, seminary or other institution shall contain provisions setting out the conditions upon which the said affiliated institutions shall be entitled to representation in the senate of the University.

(3) The said agreement of affiliation shall also contain provisions stipulating that the qualifications for admission into any such affiliated institution and the courses of study therein shall not be inferior to those by this Act prescribed for the said University.

Commence-
ment of Act.

33. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

(Referred to in Section 2)

1. An Act of the Legislature of the late Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, chapter 107, and entitled *An Act to incorporate the College of Bytown*.

2. An Act of the Legislature of the late Province of Canada, passed in the twenty-fourth year of the reign of Her Majesty Queen Victoria, chapter 108, and entitled *An Act to change the name of the College of Bytown, and to amend the Act incorporating the same*.

3. An Act of the Legislature of the late Province of Canada, passed in the twenty-ninth year of the reign of Her Majesty Queen Victoria, chapter 135, and entitled *An Act to amend the Acts incorporating the College of Ottawa, and to grant certain privileges to the said College*.

4. An Act of the Legislature of the Province of Ontario, passed in the forty-eighth year of the reign of Her Majesty Queen Victoria, chapter 91, and entitled *An Act to amend the Acts incorporating the College of Ottawa*.

5. An Act of the Legislature of the Province of Ontario, passed in the fifty-fourth year of the reign of Her Majesty Queen Victoria, chapter 104, and entitled *An Act to amend the Acts incorporating the College of Ottawa*.

SCHEDULE "B"

FORM OF DECLARATION

EXAMINERS

I,,
solemnly declare that I will perform my duty of examiner without fear,
love or affection or partiality towards any candidate, and that I will not
knowingly allow to any candidate any advantage which is not equally
allowed to all.

BILL

An Act respecting the College of Ottawa.

1st Reading

2nd Reading

3rd Reading

MR. COTE

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the College of Ottawa.

MR. COTE

No. 34

1933

BILL

An Act respecting the College of Ottawa.

Preamble.

WHEREAS the College of Ottawa has by its petition represented that it was incorporated by an Act of the Parliament of the late Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, chapter 107, and entitled *An Act to incorporate The College of Bytown*, which Act of incorporation has been amended and added to by the various Acts referred to in schedule A hereto, and has by its petition sought further powers and amendments, and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The University of Ottawa Act, 1933*.

Acts repealed.

2. The Acts set out in schedule "A" hereto are repealed and the provisions of this Act are substituted therefor.

Change of name.

3. The corporation of "The College of Bytown" of which corporation the name was changed to "The College of Ottawa" is hereby continued under the name of "Université d'Ottawa," hereinafter referred to as the University, and, subject to the provisions of this Act, shall have, hold, possess and enjoy all the property, rights, powers and privileges which it may now have, hold, possess or enjoy.

University to be body corporate and politic.

4. The University shall be a body corporate and politic in deed and in name.

Members of University.

5. The University shall be constituted of the following members: The Rector, The First Vice-Rector, The Second Vice-Rector, The Secretary, The Bursar, The First Councillor and the Second Councillor of the said University now in office,

and their several and respective successors together with such other members as the Council of Administration may admit pursuant to its by-laws.

6. The University shall have power to purchase or otherwise take or receive, hold and enjoy any estate whatsoever, real or personal, and to alienate, sell, convey, lease or otherwise dispose of the same or any part thereof from time to time and as occasion may require, and to acquire other estate, real and personal, in addition to or in place thereof to and for the uses and purposes of the said University.

Power to acquire and hold real and personal property.

7. If and when authorized by by-law duly passed by the council of administration, the University shall have the power to,—

Power to borrow money, issue bonds, etc.

- (a) Borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the said council;
- (b) Make, draw and endorse promissory notes or bills of exchange;
- (c) Hypothecate, pledge or charge any or all the personal and real property of the University to secure any money so borrowed or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) Issue bonds, debentures and obligations on such terms and conditions as the council may decide, and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the council may decide and may mortgage, charge, hypothecate or pledge all or any part of the real or personal property of the University to secure any such bonds, debentures and obligations.

8. The rents, revenues, issues and profits of all property, real and personal, held by the said University and all other income of the University shall be appropriated and applied solely to the maintenance of the members of the University, the construction and repair of the buildings requisite for the purposes of the University, and to the attainment of the objects for which the University is constituted and to the payment of expenses to be incurred for objects legitimately connected with or depending on the purposes aforesaid.

Application of rents, revenues, etc.

Property
vested in
university.

9. All and every the estate and property, real and personal, belonging to or hereafter to be acquired by the officers or members of the University as such and all debts, claims and rights whatsoever due to them in that quality shall be and are hereby vested in the University.

Members
and officers
not indivi-
dually liable
for debts,
etc.

10. Nothing herein contained shall have the effect or be construed to have the effect of rendering all or any of the members or officers of the said University, or any person whatsoever individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the University or for or on account or in respect of any matter or thing whatsoever relating to the University.

Land vested
in University
not liable to
expropria-
tion.

11. The real property of the University shall not be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking land compulsorily for any purpose; and no power to expropriate real property hereafter conferred shall extend to such real property unless in the Act conferring the power it is made in express terms to apply thereto.

Exemption
of property
from
taxation.

12. The property, real and personal, vested in the University shall not be liable to taxation for municipal or school purposes, and shall be exempt from every description of such taxation; but the interest of every lessee and occupant (who is not a member of the University or a member of the teaching staff or a servant or a student of the University) of real property vested in the University shall be liable to taxation.

Act not to
affect His
Majesty's
rights.

13. Nothing in this Act shall affect any right of His Majesty, his heirs or successors, or of any party or persons whomsoever; such rights only excepted as are herein expressly mentioned or affected.

Lieutenant-
Governor to
be visitor.

14.—(1) The Lieutenant-Governor of Ontario shall be a visitor of the said University.

Report of
council of
administra-
tion.

(2) The council of administration of the University shall report to the Lieutenant-Governor at such time or times as he may appoint, on the general state, progress and prospects of the University, and upon all matters touching the same, with such suggestions as they think proper to make; and the Council shall also at all times, when thereunto required by the Lieutenant-Governor, inquire into, examine and report upon any subject or matter connected with the University, and copies of the annual report of the University and of such

other reports as may be by the Lieutenant-Governor required shall be laid before the Legislative Assembly of the Province of Ontario, at the next session thereof.

15. The objects of the University are hereby declared to be: Objects of University.

- (a) to promote art, science, instruction in law, medicine, engineering, agriculture, pharmacy and every other useful branch of learning;
- (b) to promote the intellectual, moral and physical welfare of its undergraduates, graduates and teaching staff.

16.—(1) Subject to the provisions in this Act contained the status and powers of the University as a university are hereby continued and shall be deemed to have subsisted as from August 15th, 1866. Status and powers of University as from August 15th, 1866.

(2) The University shall have power and authority after proper examinations to confer in all branches of learning any and all degrees which may properly be conferred by a university. Power to confer degrees.

(3) The University shall also have power and authority to confer any of the said degrees as *ad honorem* degrees. Power to confer *ad honorem* degrees.

17. The governing and managing persons and bodies of the University shall be the chancellor, the rector, the council of administration, the senate and the faculties, which bodies shall be constituted as hereinafter provided and which persons and bodies shall enjoy and possess the power and authority respectively hereinafter conferred upon each one of them. Constitution of governing and managing persons and bodies.

18.—(1) The chancellor of the University is and shall be the Roman Catholic Archbishop of Ottawa for the time being. Chancellor to be Roman Catholic Archbishop of Ottawa

(2) The chancellor shall be the titular head of the University, and be accorded the place of honour at commencement exercises and other functions; he shall preside at examinations if he is present, and shall, at his option, as of right first sign all diplomas to degrees. Chancellor to be titular head, etc.

(3) During the vacancy of the said archepiscopal seat the prelate who shall assume the temporary administration thereof shall also assume the duties and enjoy the rights of the chancellor. Vacancy.

19.—(1) The council of administration shall consist of the following members: The Rector, the First Vice-Rector, the Constitution of council of administration.

Second Vice-Rector, the Secretary, the Bursar, the First Councillor and the Second Councillor together with such other officers as the council may by by-law provide for, and shall be designated under that name.

(2) The members of the council now in office shall continue in office until their respective and several successors are appointed.

Duties and powers of council of administration.

20.—(1) The council of administration, subject only to the powers which are by this Act expressly and exclusively conferred upon the chancellor, the rector, the senate, the faculties and the officers of the council respectively, shall have the control and management of all the affairs and business of the University, and for greater certainty but not so as to limit the generality of the foregoing, it is declared that the council shall have power to

- (a) pass by-laws providing for the term of office and mode of appointment of the members of the council and for filling any vacancy which may occur in the council by death, resignation or otherwise;
- (b) pass by-laws providing rules and regulations pertaining to the meetings of the council and its transactions and for fixing the quorum of the council;
- (c) appoint such officers, professors, lecturers, teachers and servants of the said University as shall be necessary for the good government of the affairs of the University and to allow to them and to the examiners such compensation for their services as to the council may be deemed reasonable and proper and define and limit the duties of all such officers, lecturers, teachers and servants;
- (d) subject to the limitations imposed by any trust as to the same, invest all such money as shall come to the hands of the council in such manner as to the council may seem meet;
- (e) upon the advice and report of the senate and pursuant to the terms of such report, establish in the University such faculties, special schools, departments, chairs and courses of instruction as to the council may seem meet;
- (f) subject to the provisions of this Act, provide for the affiliation with the University of any college, seminary or other institution of learning.
- (g) upon the advice and report of the senate to cancel, recall and suspend any degree whether heretofore or

hereafter granted or conferred of any graduate of the University heretofore or hereafter convicted in Ontario or elsewhere of an offence which if committed in Canada would be an indictable offence, or heretofore or hereafter guilty of any infamous or disgraceful conduct or of conduct unbecoming a graduate of the University, to erase the name of such graduate from the roll or register of graduates and to require the surrender for cancellation of the diplomas, certificate or other instrument evidencing the right of such graduate to a degree of which he shall have been deprived under the authority of any by-law passed by the council under this subsection.

(2) Notwithstanding anything in this Act contained, the council of administration shall have the power and the right, for reasons affecting the general welfare of the University of which reasons the council shall be the sole judge, to veto any act or decision of the senate or of the councils of the faculties, excepting the exercise by the senate of its right to allow and grant degrees. ^{Power to veto.}

21.—(1) The rector, subject to the by-laws of the council of administration shall be the manager of the affairs of the University and in all cases not provided for by this Act or by the by-laws of the council shall have power and authority to act on behalf of the University; he shall, subject only to the by-laws of the council as to the place and notice of meetings, have the right to call any meeting of the council, of the Senate and of the councils of the faculties and preside, if he is present, at all meetings of the council, of the senate and of the councils of the faculties whether called by him or not and vote thereat; he shall in the absence of the chancellor preside, if he is present, at examinations and shall first sign all University diplomas or degrees unless the chancellor chooses to do so, in which event he shall sign immediately after the chancellor and shall have such other powers as the council may by by-law provide. ^{Powers of rector.}

22. The secretary shall maintain and keep the register or roll of graduates of the University and of those persons who have or shall receive *ad honorem* degrees; he shall be the secretary of the council of administration and of the senate; he shall sign all University diplomas after the rector and he shall perform such other duties as may be assigned to him by the rector, by the council of administration and by the senate. ^{Duties of secretary.}

23. The first vice-rector and the other officers of the council of administration shall have such rights and perform such duties as may from time to time be assigned to them by by-law of the council of administration. ^{Duties of first vice-rector and other officers.}

Constitution
of the senate.

24. The senate of the University, in this Act referred to as "the senate," shall consist of the following members:

- (a) The chancellor for the time being;
- (b) The rector;
- (c) The other officers of the council of administration, namely, the first vice-rector, the second vice-rector, the secretary, the bursar, the first councillor and the second councillor of the University;
- (d) The persons for the time being holding the following positions in the University:
 - (i) The dean, the vice-dean, and the secretary of each of the faculties of the University;
 - (ii) The directors of the special schools operated by the University, but not conducted by any of its organized faculties;
 - (iii) Such professors of the faculty of divinity, not exceeding seven, as may be chosen by the council of administration;
 - (iv) Four professors of the faculty of arts, to be chosen by the council of the said faculty;
 - (v) One member from each of the institutions affiliated with the University, in all cases where the conditions of the agreement of affiliation entitle such affiliated institution to appoint a representative.

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first vice-
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preside at
meetings.

25.—(1) At all meetings of the senate, the rector, or, in his absence, the first vice-rector, or in the absence of both, the second vice-rector, shall preside.

Questions
to be
decided by
vote.

(2) All questions which shall come up before the senate shall be decided by a majority of votes of the members present, including the vote of the rector, or other presiding member of the senate, and in case of an equal division of such votes the rector or in his absence the presiding member at such meeting shall have an additional or casting vote.

Quorum.

(3) A majority of all the members of the senate shall constitute a quorum for the transaction of business.

Meetings.

(4) The senate shall meet at the University Building in Ottawa from time to time when convened by the rector, and

at such times as the members of the senate shall by by-law appoint.

26. The senate shall have the power and authority to ^{Powers of senate.} control the system and course of education pursued in the University and all matters pertaining thereto; to determine the courses of study and the qualifications for admission into any and all of the said courses of study and the qualifications for degrees; and to confer any and all degrees which may be conferred by the University, provided the courses of study prescribed for matriculation into the University shall in an essential sense be equivalent to those prescribed for matriculation into the University of Toronto and in respect to any degree which the said senate has power to confer the courses of instruction and the scope of examinations for such degree shall also be equivalent to the courses and examinations for a corresponding degree in the University of Toronto, to the end that the standard and qualifications for admission and degrees in the University may be not inferior to, although not necessarily identical with those adopted in the University of Toronto.

27.—(1) The senate shall receive the reports from the ^{Duties of senate as to reports, promotions, etc.} councils of the faculties and from the special schools, departments, chairs and courses of instruction as to the examinations passed by the students, and shall grant academic promotion to those who, in the opinion of the senate, shall be worthy of promotion.

(2) The senate may either refuse or confer *ad honorem* ^{Ad honorem degrees.} degree to persons recommended by the council of administration.

(3) After proper examinations the senate shall have the ^{Conferring of degrees.} power and authority to confer degrees upon payment of such reasonable fees as the council of administration shall by by-law from time to time determine, such fees to be paid to the general fund of the University.

(4) The senate shall advise and report to the council of ^{Senate to advise and report on faculties, etc.} administration as to the establishing, including the constitution thereof in the University of such faculties, special schools, departments, chairs and courses of instruction, as to the senate may seem meet.

28.—(1) Every faculty established by the University shall ^{Government of faculty.} be governed by a council which shall consist of the dean, the vice-dean, the secretary and of the members of the teaching staff.

(2) The dean, vice-dean and the secretary of each faculty ^{Election of dean, vice-dean and secretary.} shall be elected by the members of the teaching staff, but

their election must be confirmed by the council of administration.

Temporary lecturers not to be deemed members of teaching staff.

(3) The lecturers and instructors whose appointments are temporary shall not for the purposes of this section be deemed to be members of the teaching staff.

Power of councils of faculties.

(4) The councils of the faculties shall have power and authority to appoint examiners, and to make by-laws for the good and efficient management of the affairs of the faculty, provided, however, that no such by-laws shall be valid until and unless the same shall be approved by the senate with regard to matters of a purely academic nature, and by the council of administration with regard to all other matters.

Examination of candidates.

29. Once at least in every year at a time or times to be fixed by the senate, the senate shall cause to be held an examination of the candidates for degrees, certificates of proficiency, scholarships and prizes, and at any such examination the candidates shall be examined by examiners appointed for the purpose by the councils of the faculties and by the directors of special schools, departments, chairs and courses of instruction and at every such examination the candidates shall be examined orally or in writing or otherwise.

Examiners to make declaration.

30. The examiners may be required to make in writing the declaration which appears in schedule "B" hereto.

Scholarships, prizes, etc.

31. The senate may grant such scholarships and prizes as to the senate may seem meet, provided, however, the council of administration has previously approved of the granting of such scholarships and prizes.

Affiliation with other colleges, etc.

32.—(1) The University may by by-law passed by the senate and confirmed by the council of administration, provide that any college, seminary or other institution established in any province of Canada may become affiliated to and connected with the University for the purpose of admitting therefrom as candidates at examinations for the degrees which the University is authorized to confer, such persons as may have successfully completed in such college, seminary or other institution whilst affiliated with the University, such course of instruction, preliminary to any of the said respective examinations for standing or for scholarships, honours, degrees or certificates as the University shall from time to time by regulations in that behalf determine; provided always that no college, seminary or other institution of learning in the province of Ontario now in affiliation with the University of Toronto and no university in the province of Ontario shall affiliate to or connect with the said Université d'Ottawa.

(2) The agreement of affiliation entered into between the University and the affiliated college, seminary or other institution shall contain provisions setting out the conditions upon which the said affiliated institutions shall be entitled to representation in the senate of the University.

(3) The said agreement of affiliation shall also contain provisions stipulating that the qualifications for admission into any such affiliated institution and the courses of study therein shall not be inferior to those by this Act prescribed for the said University.

33. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

(Referred to in Section 2)

1. An Act of the Legislature of the late Province of Canada, passed in the twelfth year of the reign of Her Majesty Queen Victoria, chapter 107, and entitled *An Act to incorporate the College of Bytown*.

2. An Act of the Legislature of the late Province of Canada, passed in the twenty-fourth year of the reign of Her Majesty Queen Victoria, chapter 108, and entitled *An Act to change the name of the College of Bytown, and to amend the Act incorporating the same*.

3. An Act of the Legislature of the late Province of Canada, passed in the twenty-ninth year of the reign of Her Majesty Queen Victoria, chapter 135, and entitled *An Act to amend the Acts incorporating the College of Ottawa, and to grant certain privileges to the said College*.

4. An Act of the Legislature of the Province of Ontario, passed in the forty-eighth year of the reign of Her Majesty Queen Victoria, chapter 91, and entitled *An Act to amend the Acts incorporating the College of Ottawa*.

5. An Act of the Legislature of the Province of Ontario, passed in the fifty-fourth year of the reign of Her Majesty Queen Victoria, chapter 104, and entitled *An Act to amend the Acts incorporating the College of Ottawa*.

SCHEDULE "B"

FORM OF DECLARATION

EXAMINERS

I,,
solemnly declare that I will perform my duty of examiner without fear, love or affection or partiality towards any candidate, and that I will not knowingly allow to any candidate any advantage which is not equally allowed to all.

BILL

An Act respecting the College of Ottawa.

1st Reading

February 21st, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. COTE

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Welland.

MR. VAUGHAN

(PRIVATE BILL)

No. 35

1933

BILL

An Act respecting the City of Welland.

Preamble.

WHEREAS the corporation of the city of Welland has by its petition prayed for special legislation to ratify and confirm its by-law number 827 passed with the assent of the qualified electors of the said city providing for the granting of a fixed assessment to Empire Cotton Mills Limited and the agreement dated the 8th day of December, 1932, made between the said corporation and the said company relating to the said fixed assessment; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Welland Act, 1933*.

Confirma-
tion of
by-law 827
and agree-
ment relating
to a fixed
assessment
for Empire
Cotton Mills.

2. By-law number 827 of the corporation of the city of Welland passed on the 17th day of January, 1933, and the agreement dated the 8th day of December, 1932, made between the said corporation and The Empire Cotton Mills Limited, both relating to the granting of a fixed assessment to the said company are and each of them is hereby ratified and confirmed, and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and the said company and its successors and assigns.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Welland.

1st Reading

2nd Reading

3rd Reading

MR. VAUGHAN

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Welland.

MR. VAUGHAN

No. 35

1933

BILL

An Act respecting the City of Welland.

Preamble.

WHEREAS the corporation of the city of Welland has by its petition prayed for special legislation to ratify and confirm its by-law number 827 passed with the assent of the qualified electors of the said city providing for the granting of a fixed assessment to Empire Cotton Mills Limited and the agreement dated the 8th day of December, 1932, made between the said corporation and the said company relating to the said fixed assessment; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Welland Act, 1933*.

Confirmation of by-law 827 and agreement relating to a fixed assessment for Empire Cotton Mills.

2. By-law number 827 of the corporation of the city of Welland passed on the 17th day of January, 1933, and the agreement dated the 8th day of December, 1932, made between the said corporation and The Empire Cotton Mills Limited, both relating to the granting of a fixed assessment to the said company are and each of them is hereby ratified and confirmed, and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and the said company and its successors and assigns.

Commencement of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Welland.

1st Reading

March 7th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. VAUGHAN

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Protestant Children's Village, Ottawa.

MR. ELLIS

(PRIVATE BILL)

No. 36

1933

BILL

An Act respecting Protestant Children's Village,
Ottawa.

Preamble.

WHEREAS Protestant Children's Village, Ottawa, has by its petition represented it to be desirable that all charitable bequests and devises in favour of The Ottawa Protestant Infants' Home be payable to Protestant Children's Village, Ottawa; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Protestant Children's Village, Ottawa, Act, 1933*.

Bequests
now payable
to Protestant
Children's
Village,
Ottawa.

2. All bequests and devises heretofore or hereafter made to and in the name of The Ottawa Protestant Infants' Home shall be read as if they were made payable to Protestant Children's Village, Ottawa.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Protestant Children's
Village, Ottawa.

1st Reading

2nd Reading

3rd Reading

MR. ELLIS

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Protestant Children's Village, Ottawa.

MR. ELLIS

No. 36

1933

BILL

An Act respecting Protestant Children's Village,
Ottawa.

Preamble.

WHEREAS Protestant Children's Village, Ottawa, has by its petition represented it to be desirable that all charitable bequests and devises in favour of The Ottawa Protestant Infants' Home be payable to Protestant Children's Village, Ottawa; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Protestant Children's Village, Ottawa, Act, 1933*.

Bequests
now payable
to Protestant
Children's
Village,
Ottawa.

2. All bequests and devises heretofore or hereafter made to and in the name of The Ottawa Protestant Infants' Home shall be read as if they were made payable to Protestant Children's Village, Ottawa.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Protestant Children's
Village, Ottawa.

1st Reading

March 7th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. ELLIS

No. 37

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Teck.

MR. KENNING

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 37

1933

BILL

An Act respecting the Township of Teck.

Preamble.

WHEREAS the corporation of the township of Teck has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Teck Act, 1933.*

By-law
No. 617 and
debentures
validated.

2. By-law number 617 of the corporation of the township of Teck passed on the 18th day of July, 1932, to authorize the issue of debentures for \$25,100 for the purpose of constructing cement sidewalks, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 652 and
debentures
validated.

3. By-law number 652 of the corporation of the township of Teck passed on the 16th day of January, 1933, to authorize the issue of debentures for the sum of \$23,000 for certain road pavement purposes, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 653 and
debentures
validated.

4. By-law number 653 of the corporation of the township of Teck passed on the 16th day of January, 1933, to authorize the issue of debentures for the sum of \$16,500 for the purpose of providing for the cost of extensions to the waterworks system, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Confirma-
tion of tax
sales and
conveyances.

5. All sales of land within the township of Teck and within that part of the township of Lebel situate within the limits of

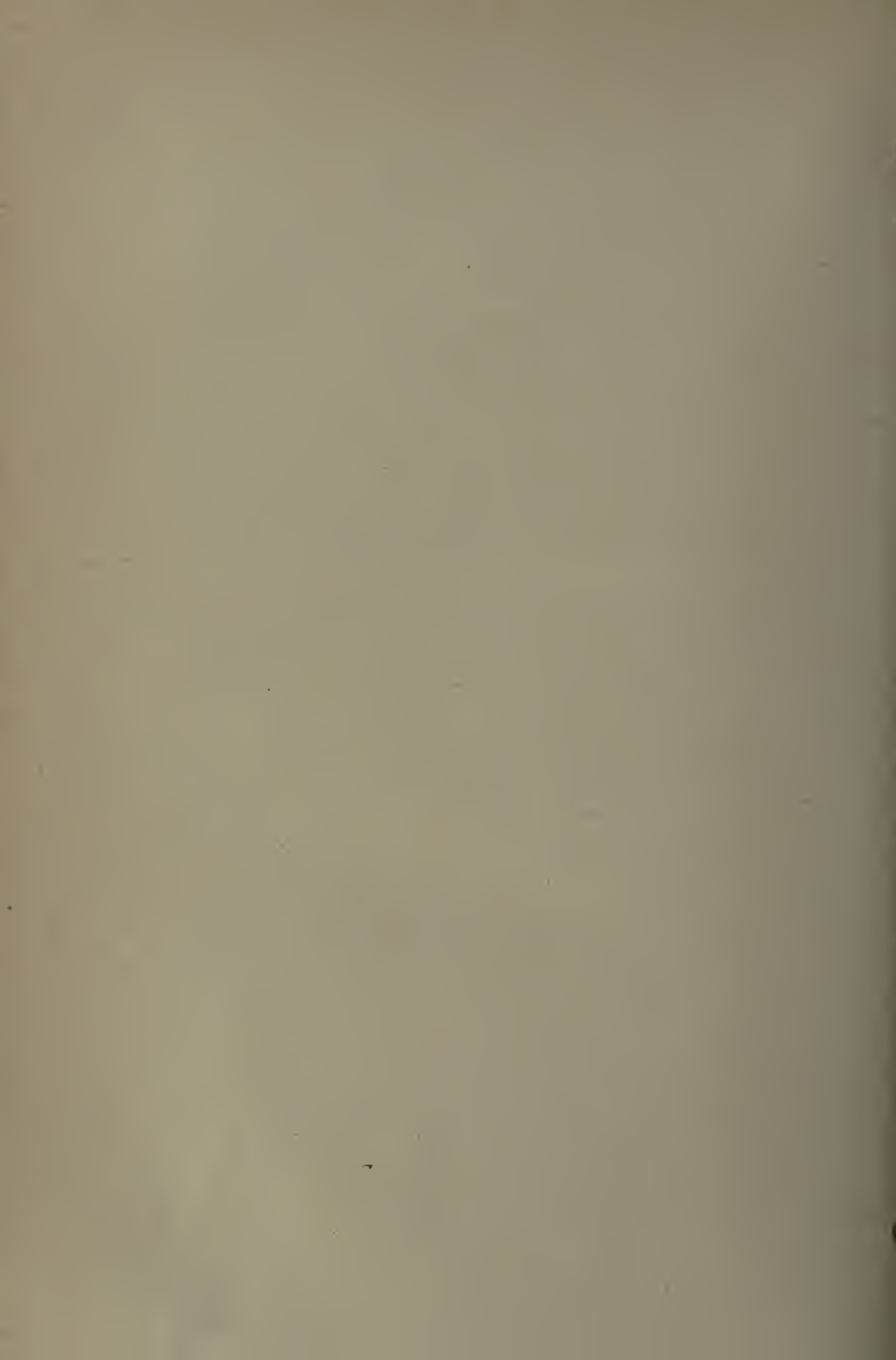
Union School Section No. 2, townships of Teck and Lebel, and within that part of the township of Otto situate within the limits of Union School Section No. 1, townships of Teck and Otto made prior to the 31st day of December, 1931, which purport to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

6. This Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.



BILL

An Act respecting the Township of Teck.

1st Reading

2nd Reading

3rd Reading

MR. KENNING

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Teck.

MR. KENNING

BILL

An Act respecting the Township of Teck.

Preamble.

WHEREAS the corporation of the township of Teck has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Teck Act, 1933*.

By-law
No. 617 and
debentures
validated.

2. By-law number 617 of the corporation of the township of Teck passed on the 18th day of July, 1932, to authorize the issue of debentures for \$25,100 for the purpose of constructing cement sidewalks, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 652 and
debentures
validated.

3. By-law number 652 of the corporation of the township of Teck passed on the 16th day of January, 1933, to authorize the issue of debentures for the sum of \$23,000 for certain road pavement purposes, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-law
No. 653 and
debentures
validated.

4. By-law number 653 of the corporation of the township of Teck passed on the 16th day of January, 1933, to authorize the issue of debentures for the sum of \$16,500 for the purpose of providing for the cost of extensions to the waterworks system, and all debentures issued or to be issued thereunder are hereby confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

Confirma-
tion of tax
sales and
conveyances.

5. All sales of land within the township of Teck and within that part of the township of Lebel situate within the limits of

Union School Section No. 2, townships of Teck and Lebel, and within that part of the township of Otto situate within the limits of Union School Section No. 1, townships of Teck and Otto made prior to the 31st day of December, 1931, which purport to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed. ^{Pending litigation not affected.}

6. This Act, other than section 5, shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933. ^{Commencement of Act.}

BILL

An Act respecting the Township of Teck.

1st Reading

February 28th, 1933

2nd Reading

March 10th, 1933

3rd Reading

March 17th, 1933

MR. KENNING

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting certain lands of The Toronto
Harbour Commissioners.

MR. OAKLEY

(PRIVATE BILL)

No. 38

1933

BILL

An Act respecting certain lands of The Toronto Harbour Commissioners.

Preamble.

WHEREAS The Toronto Harbour Commissioners has by its petition represented that it was incorporated by special Act of the Parliament of Canada, 1 & 2 George V, chapter 26, is duly licensed to hold lands in the province of Ontario, is vested with the lands hereinafter mentioned, and has prayed for special legislation declaring its title to such lands;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Toronto Harbour Commissioners Act, 1933*.

Title to
certain
lands
vested in
Commis-
sioners.

2. The Toronto Harbour Commissioners are hereby declared to be vested with and seised of the lands described in section 3 with an absolute title in fee simple, free of all claims, trusts and encumbrances save and except a certain trust deed and mortgage dated the first day of September, 1913, and made between The Toronto Harbour Commissioners of the one part and National Trust Company, Limited, and The Toronto General Trusts Corporation of the other part and registered in the registry office for the registry division of the city of Toronto on the 2nd day of October, 1913, as No. 34676 S., and to a certain supplemental trust deed made between The Toronto Harbour Commissioners of the first part, National Trust Company, Limited, and The Toronto General Trusts Corporation of the second part, and the Toronto Terminals Railway Company of the third part which supplemental trust deed is dated the 17th of December, 1931, and was registered in the registry office for the registry division of the city of Toronto on the 23rd day of May, 1932, as No. 12234 E.S., and save and except municipal taxes and local improvement rates owing to the city of Toronto or charged upon the said lands.

Description
of lands.

3. The lands referred to in section 2 are described as follows:

All and singular those certain parcels or tracts of land lying south of the southerly limit of the lands of the right-of-way of the Toronto Terminals Railway Company, as indicated upon a plan deposited as Number 222 Ry. E. in the Registry Office for the Registry Division of Toronto; east of the easterly limit of Yonge Street; west of the westerly limit of Berkley Street and north of the southerly limit of the water lots granted under authority of Order-in-Council dated 12th June, 1893, such southerly limit being known as the "New Windmill Line," excepting therefrom all existing public highways.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.



BILL

An Act respecting certain lands of The
Toronto Harbour Commissioners

1st Reading

2nd Reading

3rd Reading

MR. OAKLEY

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting certain lands of The Toronto
Harbour Commissioners.

MR. OAKLEY

No. 38

1933

BILL

An Act respecting certain lands of The Toronto Harbour Commissioners.

Preamble.

WHEREAS The Toronto Harbour Commissioners has by its petition represented that it was incorporated by special Act of the Parliament of Canada, 1 & 2 George V, chapter 26, is duly licensed to hold lands in the province of Ontario, is vested with the lands hereinafter mentioned, and has prayed for special legislation declaring its title to such lands;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Toronto Harbour Commissioners Act, 1933.*

Title to
certain
lands
vested in
Commis-
sioners.

2. The Toronto Harbour Commissioners are hereby declared to be vested with and seised of the lands described in section 3 with an absolute title in fee simple, free of all claims, trusts and encumbrances save and except a certain trust deed and mortgage dated the first day of September, 1913, and made between The Toronto Harbour Commissioners of the one part and National Trust Company, Limited, and The Toronto General Trusts Corporation of the other part and registered in the registry office for the registry division of the city of Toronto on the 2nd day of October, 1913, as No. 34676 S., and to a certain supplemental trust deed made between The Toronto Harbour Commissioners of the first part, National Trust Company, Limited, and The Toronto General Trusts Corporation of the second part, and the Toronto Terminals Railway Company of the third part which supplemental trust deed is dated the 17th of December, 1931, and was registered in the registry office for the registry division of the city of Toronto on the 23rd day of May, 1932, as No. 12234 E.S., and save and except municipal taxes and local improvement rates owing to the city of Toronto or charged upon the said lands.

3. The lands referred to in section 2 are described as follows: Description
of lands.

All and singular those certain parcels or tracts of land lying south of the southerly limit of the lands of the right-of-way of the Toronto Terminals Railway Company, as indicated upon a plan deposited as Number 222 Ry. E. in the Registry Office for the Registry Division of Toronto; east of the easterly limit of Yonge Street; west of the westerly limit of Berkley Street and north of the southerly limit of the water lots granted under authority of Order-in-Council dated 12th June, 1893, such southerly limit being known as the "New Windmill Line," excepting therefrom all existing public highways.

4. This Act shall come into force on the day upon which it Commence-
ment of Act. receives the Royal Assent.

BILL

An Act respecting certain lands of The
Toronto Harbour Commissioners

1st Reading

March 7th, 1933

2nd Reading

March 15th, 1933

3rd Reading

March 21st, 1933

MR. OAKLEY

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of St. Catharines.

MR. GRAVES

(PRIVATE BILL)

No. 39

1933

BILL

An Act respecting the City of St. Catharines.

Preamble.

WHEREAS the corporation of the city of St. Catharines has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The City of St. Catharines Act, 1933*.

By-law
No. 4146
confirmed.

2.—(1) By-law number 4146 of the corporation of the city of St. Catharines, passed on the 6th day of February, 1933, being a by-law authorizing the payment of compensation for injuries sustained by workmen and employees of the said corporation, entitled thereto under *The Workmen's Compensation Act*, direct to such injured person and for establishing a fund therefor and providing for the administration thereof is hereby confirmed and declared to be legal and valid.

Rev. Stat.,
c. 179.

Jurisdiction
of
Workmen's
Compensa-
tion Board
not affected.

Rev. Stat.,
c. 179.

(2) Nothing in subsection 1 or in the said by-law number 4146 shall in any way affect the jurisdiction or powers of The Workmen's Compensation Board under *The Workmen's Compensation Act* or the necessity for compliance by the said corporation with any order made by the said Board, and nothing in clause 6 of the said by-law or the validation thereof by this section shall in any way require the said Board to add the said corporation to Schedule 1 of the said Act unless in the exercise of its discretion the Board sees fit so to do.

By-law
No. 4147
confirmed.

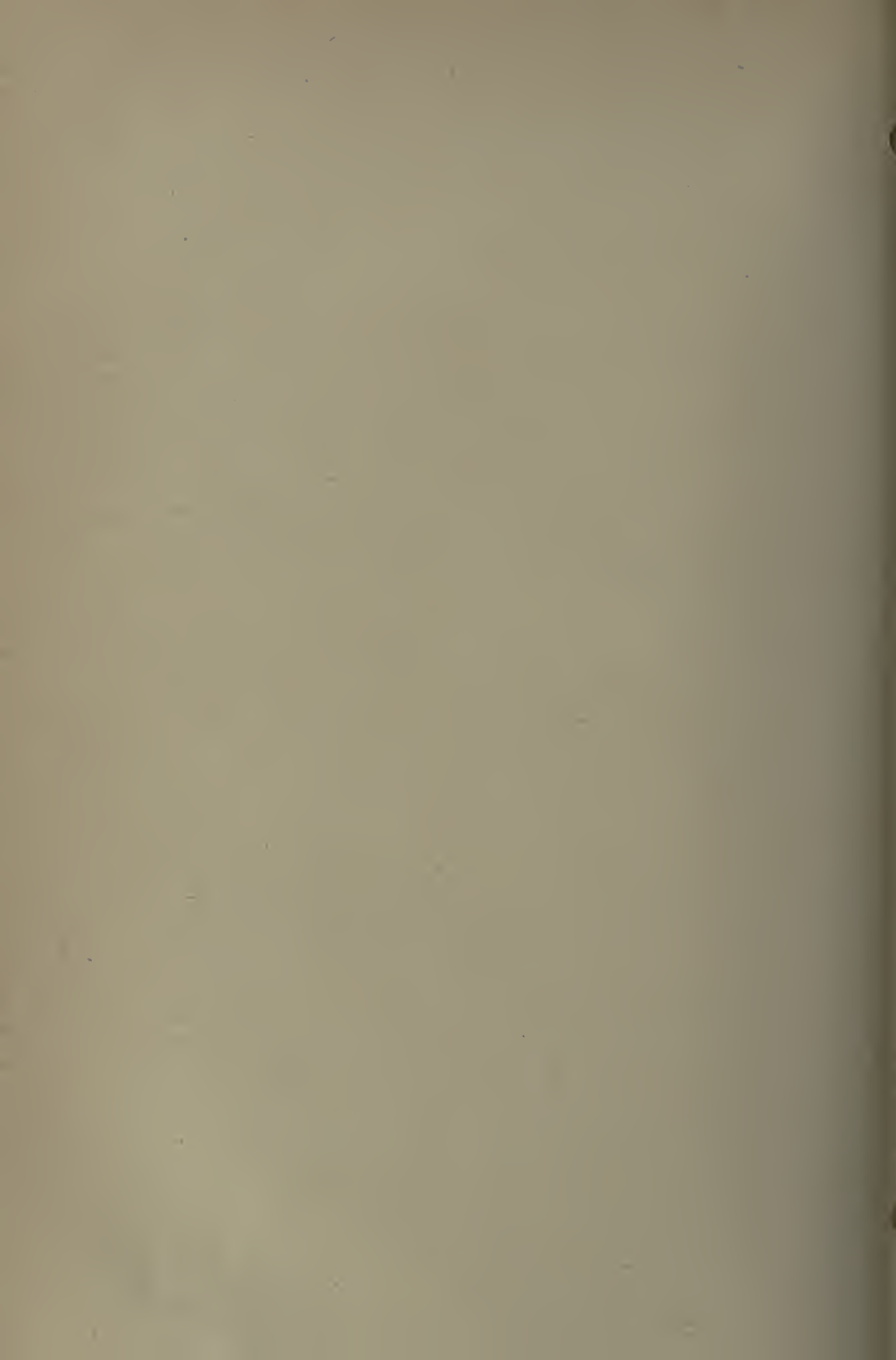
3. By-law number 4147 of the said corporation, passed on the 6th day of February, 1933, increasing the number of members of the Public Utilities Commission of the city of St. Catharines from three to five and providing for the election and terms of office thereof is hereby confirmed and declared to be legal and valid.

Appointment
of members
of Council
to Housing
Commission.
1919, c. 54.

4. The council of the said corporation, notwithstanding anything contained in *The Ontario Housing Act, 1919*, may appoint by by-law members of the council to the Housing Commission of the city of St. Catharines.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.



BILL

An Act respecting the City of
St. Catharines.

1st Reading

2nd Reading

3rd Reading

MR. GRAVES

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of St. Catharines.

MR. GRAVES

No. 39

1933

BILL

An Act respecting the City of St. Catharines.

Preamble.

WHEREAS the corporation of the city of St. Catharines has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The City of St. Catharines Act, 1933*.

By-law
No. 4146
confirmed.

2.—(1) By-law number 4146 of the corporation of the city of St. Catharines, passed on the 6th day of February, 1933, being a by-law authorizing the payment of compensation for injuries sustained by workmen and employees of the said corporation, entitled thereto under *The Workmen's Compensation Act*, direct to such injured person and for establishing a fund therefor and providing for the administration thereof is hereby confirmed and declared to be legal and valid.

Rev. Stat.,
c. 179.Jurisdiction
of
Workmen's
Compensa-
tion Board
not affected.Rev. Stat.,
c. 179.

(2) Nothing in subsection 1 or in the said by-law number 4146 shall in any way affect the jurisdiction or powers of The Workmen's Compensation Board under *The Workmen's Compensation Act* or the necessity for compliance by the said corporation with any order made by the said Board, and nothing in clause 6 of the said by-law or the validation thereof by this section shall in any way require the said Board to add the said corporation to Schedule 1 of the said Act unless in the exercise of its discretion the Board sees fit so to do.

By-law
No. 4147
confirmed.

3. By-law number 4147 of the said corporation, passed on the 6th day of February, 1933, increasing the number of members of the Public Utilities Commission of the city of St. Catharines from three to five and providing for the election and terms of office thereof is hereby confirmed and declared to be legal and valid.

4. The council of the said corporation, notwithstanding anything contained in *The Ontario Housing Act, 1919*, may appoint by by-law members of the council to the Housing Commission of the city of St. Catharines.

Appointment
of members
of Council
to Housing
Commission.
1919, c. 54.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

BILL

An Act respecting the City of
St. Catharines.

1st Reading

March 7th, 1933

2nd Reading

March 17th, 1933

3rd Reading

March 21st, 1933

MR. GRAVES

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Windsor.

MR. REID

(PRIVATE BILL)

No. 40

1933

BILL

An Act respecting the City of Windsor.

Preamble.

WHEREAS the corporation of the city of Windsor has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act* (No. 2), 1933.

Power to
establish
Public
Utilities
Commission.

Rev. Stat.,
c. 249.

2.—(1) The council of the corporation of the city of Windsor, may, without submitting the same to a vote of the electors, pass by-laws to provide for the establishment of a Public Utilities Commission for the said city under the provisions of *The Public Utilities Act* for the purpose of vesting in and entrusting to such Commission the construction, operation, maintenance, control and management of all or any two of the following undertakings, works and systems of the said corporation, namely:

Waterworks
System.

(a) The Water Works System of the said city to the same extent and with the same powers and authorities as are now vested in the Water Commissioners of the city of Windsor and in the place and stead of the said commissioners.

Hydro-
Electric
System.

(b) The works for the distribution and supply of electrical power or energy in the said city, to the same extent, and with the same powers and authorities as are now vested in the Hydro-Electric Commission of the city of Windsor, and in the place and stead of the said commission.

Parks
System.

(c) The system of parks, avenues, boulevards and drives in the said city, and of all properties both real and personal applicable thereto, to the same extent and

with the same powers and authorities as are now vested in the Board of Park Management of the city of Windsor, and in the place and stead of the said board.

Approval
of Ontario
Municipal
Board.

(2) No by-law may be passed under the provisions of this section without the approval of the Ontario Municipal Board, and any by-law passed with such approval shall not be repealed except with the like approval, and except upon such terms as the said board may direct.

Powers of
Commission.

3. Any commission established under the provisions of section 2 shall have and may exercise all the powers conferred upon a public utilities commission established under the provisions of *The Public Utilities Act*, and upon a board of park management established under the provisions of *The Public Parks Act*, and shall for all purposes be deemed to have been constituted thereunder.

Rev. Stat.,
cc. 249, 248.

Application
of general
law.

Rev. Stat.,
cc. 249, 248.

4. Except as provided in this Act, the provisions of *The Public Utilities Act*, *The Public Parks Act*, and any other general Act, shall apply to any commission established under this Act; provided that if any of the provisions of *The Public Utilities Act* are inconsistent with any of the provisions of the special Acts heretofore passed and now in force relating to the water works system of the said city or the powers thereunder of the Water Commissioners, the provisions of the said special Acts shall prevail.

Rev. Stat.,
c. 57, s. 97,
subs. 2
not to apply.

5. Subsection 2 of section 97 of *The Power Commission Act* shall not apply to any commission established under the provisions of this Act.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the City of Windsor.

1st Reading

2nd Reading

3rd Reading

MR. REID

(Private Bill)

No. 40

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Windsor.

MR. REID

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 40

1933

BILL

An Act respecting the City of Windsor.

Preamble.

WHEREAS the corporation of the city of Windsor has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act* (No. 2), 1933.

Power to
establish
Public
Utilities
Commission.

Rev. Stat.,
c. 249.

2.—(1) The council of the corporation of the city of Windsor, may, without submitting the same to a vote of the electors, pass by-laws to provide for the establishment of a Public Utilities Commission for the said city under the provisions of *The Public Utilities Act* for the purpose of vesting in and entrusting to such Commission the construction, operation, maintenance, control and management of all or any two of the following undertakings, works and systems of the said corporation, namely:

Waterworks
System.

(a) The Water Works System of the said city to the same extent and with the same powers and authorities as are now vested in the Water Commissioners of the city of Windsor and in the place and stead of the said commissioners.

Hydro-
Electric
System.

(b) The works for the distribution and supply of electrical power or energy in the said city, to the same extent, and with the same powers and authorities as are now vested in the Hydro-Electric Commission of the city of Windsor, and in the place and stead of the said commission.

Parks
System.

(c) The system of parks, avenues, boulevards and drives in the said city, and of all properties both real and personal applicable thereto, to the same extent and

with the same powers and authorities as are now vested in the Board of Park Management of the city of Windsor, and in the place and stead of the said board.

Approval
of Ontario
Municipal
Board.

(2) No by-law may be passed under the provisions of this section without the approval of the Ontario Municipal Board, and any by-law passed with such approval shall not be repealed except with the like approval, and except upon such terms as the said board may direct.

Powers of
Commission.

3. Any commission established under the provisions of section 2 shall have and may exercise all the powers conferred upon a public utilities commission established under the provisions of *The Public Utilities Act*, and upon a board of park management established under the provisions of *The Public Parks Act*, and shall for all purposes be deemed to have been constituted thereunder.

Rev. Stat.,
cc. 249, 248.

Application
of general
law.

Rev. Stat.,
cc. 249, 248.

4. Except as provided in this Act, the provisions of *The Public Utilities Act*, *The Public Parks Act*, and any other general Act, shall apply to any commission established under this Act; provided that if any of the provisions of *The Public Utilities Act* are inconsistent with any of the provisions of the special Acts heretofore passed and now in force relating to the water works system of the said city or the powers thereunder of the Water Commissioners, the provisions of the said special Acts shall prevail.

Rev. Stat.,
c. 57, s. 97,
subs. 2
not to apply.

5. Subsection 2 of section 97 of *The Power Commission Act* shall not apply to any commission established under the provisions of this Act.

Tax
sales and
conveyances,
confirmed.

Rev. Stat.,
c. 238.

6.—(1) All sales of land situate within the municipality held prior to the 31st day of December, 1931, and purporting to have been made for arrears of taxes payable to the corporation in respect to the lands so sold are confirmed and declared to be legal, valid and binding and all conveyances of land so sold executed as required by *The Assessment Act* purporting to convey the said lands to the purchaser thereof or his heirs or assigns or to the corporation, are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold and same are hereby vested in the purchaser or his heirs or assigns and in his heirs and assigns or in the corporation, and its successors and assigns, as the case may be, in fee simple or otherwise, according to the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges, liens and encumbrances thereon of every nature and kind

and dower therein, except municipal taxes imposed by the corporation accruing after those for non-payment of which, the said lands were so sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceeding now pending, but subject to the provisions of this Act the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this section had not been passed.

Commence-
ment of Act.

7. This Act, other than section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the 1st day of July, 1933.



BILL

An Act respecting the City of Windsor.

1st Reading

March 14th, 1933

2nd Reading

3rd Reading

MR. REID

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the City of Windsor.

MR. REID

No. 40

1933

BILL

An Act respecting the City of Windsor.

Preamble.

WHEREAS the corporation of the city of Windsor has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act* (No. 2), 1933.

Power to
establish
Public
Utilities
Commission.

Rev. Stat.,
c. 249.

2.—(1) The council of the corporation of the city of Windsor, may, without submitting the same to a vote of the electors, pass by-laws to provide for the establishment of a Public Utilities Commission for the said city under the provisions of *The Public Utilities Act* for the purpose of vesting in and entrusting to such Commission the construction, operation, maintenance, control and management of all or any two of the following undertakings, works and systems of the said corporation, namely:

Waterworks
System.

(a) The Water Works System of the said city to the same extent and with the same powers and authorities as are now vested in the Water Commissioners of the city of Windsor and in the place and stead of the said commissioners.

Hydro-
Electric
System.

(b) The works for the distribution and supply of electrical power or energy in the said city, to the same extent, and with the same powers and authorities as are now vested in the Hydro-Electric Commission of the city of Windsor, and in the place and stead of the said commission.

Parks
System.

(c) The system of parks, avenues, boulevards and drives in the said city, and of all properties both real and personal applicable thereto, to the same extent and

with the same powers and authorities as are now vested in the Board of Park Management of the city of Windsor, and in the place and stead of the said board.

(2) No by-law may be passed under the provisions of this section without the approval of the Ontario Municipal Board, and any by-law passed with such approval shall not be repealed except with the like approval, and except upon such terms as the said board may direct.

Approval
of Ontario
Municipal
Board.

3. Any commission established under the provisions of section 2 shall have and may exercise all the powers conferred upon a public utilities commission established under the provisions of *The Public Utilities Act*, and upon a board of park management established under the provisions of *The Public Parks Act*, and shall for all purposes be deemed to have been constituted thereunder.

Powers of
Commission.

Rev. Stat.,
cc. 249, 248.

4. Except as provided in this Act, the provisions of *The Public Utilities Act*, *The Public Parks Act*, and any other general Act, shall apply to any commission established under this Act; provided that if any of the provisions of *The Public Utilities Act* are inconsistent with any of the provisions of the special Acts heretofore passed and now in force relating to the water works system of the said city or the powers thereunder of the Water Commissioners, the provisions of the said special Acts shall prevail.

Application
of general
law.

Rev. Stat.,
cc. 249, 248.

5. Subsection 2 of section 97 of *The Power Commission Act* shall not apply to any commission established under the provisions of this Act.

Rev. Stat.,
c. 57, s. 97,
subs. 2
not to apply.

6.—(1) All sales of land situate within the municipality held prior to the 31st day of December, 1931, and purporting to have been made for arrears of taxes payable to the corporation in respect to the lands so sold are confirmed and declared to be legal, valid and binding and all conveyances of land so sold executed as required by *The Assessment Act* purporting to convey the said lands to the purchaser thereof or his heirs or assigns or to the corporation, are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold and same are hereby vested in the purchaser or his heirs or assigns and in his heirs and assigns or in the corporation, and its successors and assigns, as the case may be, in fee simple or otherwise, according to the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges, liens and encumbrances thereon of every nature and kind

Tax
sales and
conveyances,
confirmed.

Rev. Stat.,
c. 238.

and dower therein, except municipal taxes imposed by the corporation accruing after those for non-payment of which the said lands were so sold.

Pending
litigation not
affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceeding now pending, but subject to the provisions of this Act the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this section had not been passed.

Commence-
ment of Act.

7. This Act, other than section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 shall come into force on the 1st day of July, 1933.

BILL

An Act respecting the City of Windsor.

1st Reading

March 14th, 1933

2nd Reading

March 31st, 1933

3rd Reading

April 6th, 1933

MR. REID

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the amalgamation of Toronto East General
Hospital and Toronto Orthopedic Hospital.

MR. OAKLEY

(PRIVATE BILL.)

BILL

An Act respecting the amalgamation of Toronto East General Hospital and Toronto Orthopedic Hospital.

Preamble.

WHEREAS Toronto East General Hospital has, by its petition, represented that it and Toronto Orthopedic Hospital have agreed to amalgamate and carry on their amalgamated undertaking under a new name and has prayed that an Act be passed validating the said Agreement, and otherwise to enact as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *Toronto East General and Orthopedic Hospital Act, 1933*.

Amalgama-
tion
agreement
validated.

2.—(1) Subject as in subsection 2 provided, the agreement made between Toronto East General Hospital and Toronto Orthopedic Hospital, dated the twenty-fifth day of June, 1932, set forth in Schedule "A" to this Act, is hereby ratified and confirmed and declared to be legal, valid and binding upon the parties thereto, and the said parties are hereby empowered to carry out their respective obligations and exercise, possess and enjoy their respective rights, powers and privileges thereunder.

(2) Notwithstanding the provisions of the said agreement the name of the amalgamated corporation shall be as set forth in this Act.

New
Corporation
formed.

3. Toronto Orthopedic Hospital is hereby united and amalgamated with Toronto East General Hospital, which latter shall continue to be a body corporate and politic, under the name of "Toronto East General and Orthopedic Hospital" and as varied and amended by this Act, the Act passed in the year 1926, chapter 116, incorporating Toronto East General

1926, c. 116, Hospital, shall apply to and govern Toronto East General Hospital with which is amalgamated Toronto Orthopedic Hospital as so constituted.

Vesting of all assets in new corporation.

4. The undertaking, and all properties, assets, rights, credits and effects of Toronto East General Hospital and Toronto Orthopedic Hospital, including all gifts and legacies to, and all endowments of Toronto Orthopedic Hospital whether heretofore or hereafter given or made and the exclusive right to use the names Toronto East General Hospital and Toronto Orthopedic Hospital are hereby vested in Toronto East General and Orthopedic Hospital, and all such gifts, legacies and endowments shall continue and enure to the benefit of Toronto East General and Orthopedic Hospital constituted as hereinbefore provided, notwithstanding the amalgamation of Toronto Orthopedic Hospital with Toronto East General Hospital, and wherever in any deed of gift or will or other instrument of gift or endowment, the said Toronto East General Hospital or Toronto Orthopedic Hospital is referred to, such reference shall hereafter be deemed a reference to Toronto East General and Orthopedic Hospital.

Assumption of liabilities.

5. Toronto East General and Orthopedic Hospital shall be subject to and liable for all debts, contracts, liabilities, duties and obligations of Toronto East General Hospital and Toronto Orthopedic Hospital existing on the date this Act comes into force and may be sued therefor in any Court of competent jurisdiction to the same extent as (except for this Act) Toronto East General Hospital or Toronto Orthopedic Hospital could have been sued therefor. All proceedings may be continued or commenced by or against Toronto East General and Orthopedic Hospital which might have been continued or commenced by or against Toronto East General Hospital or Toronto Orthopedic Hospital.

* Amalgamation not to affect any contracts, etc.

6. The said amalgamation shall not nor shall anything in this Act alter, prejudice or affect any right or privilege of Toronto East General Hospital or Toronto Orthopedic Hospital under any agreement, contract, deed, will, or other instrument whatsoever.

Commencement of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

Memorandum of agreement made and entered into this 25th day of June, A.D. 1932.

BETWEEN:

TORONTO EAST GENERAL HOSPITAL (hereinafter called the Party),

of the first part,

—and—

TORONTO ORTHOPEDIC HOSPITAL (hereinafter called the Party),

of the second part.

Whereas the Toronto East General Hospital was incorporated under 16 George V (1926), Chapter 116, for the purpose of carrying on hospital work in the City of Toronto and County of York.

And whereas the Toronto Orthopedic Hospital was incorporated by Declaration under the provisions of the Revised Statutes of Ontario (1897), Chapter 211, being an Act respecting Benevolent, Provident and other Societies which said Declaration was duly filed in the office of the Provincial Registrar on the Twenty-seventh day of October, 1898.

And whereas the Toronto Orthopedic Hospital is now carrying on its hospital work at Number 100 Bloor Street West, Toronto.

And whereas the Toronto East General Hospital is now carrying on its hospital work at premises on Coxwell and Sammon Avenues.

And whereas the Board of Trustees of each of the said hospitals have unanimously agreed that it would be in the best interest of each of the said hospitals that the said Orthopedic Hospital should be taken over and amalgamated with the Toronto East General Hospital.

And whereas for the purpose of properly effecting and carrying out such amalgamation the Trustees of the respective hospitals have authorized the proper officers of their respective hospitals to execute this agreement on behalf of the said Toronto East General Hospital and the Toronto Orthopedic Hospital and to affix the seals of the respective corporations thereto.

Now therefore this indenture witnesseth that in consideration of the premises and for the consideration, covenants and agreements hereinafter specifically set forth and for and in consideration of the sum of one dollar paid by each of the said hospitals to the other of them at or before the sealing or delivery hereof it is covenanted by and between and on behalf of the said Hospitals and Boards of Trustees of each of the said Hospitals respectively their assigns and successors as follows:

1. The said Toronto Orthopedic Hospital shall be amalgamated and consolidated with the Toronto East General Hospital as one hospital under the name of "Toronto East General Hospital with which is amalgamated Toronto Orthopedic Hospital."

2. That the terms upon which the said amalgamation and consolidation shall take place shall be as follows, namely,—

(a) All the undertaking and assets of every kind including property real and personal of Toronto Orthopedic Hospital shall pass to and be vested in the Toronto East General Hospital and the Toronto East General Hospital shall assume and be responsible for all the liabilities of the said Toronto Orthopedic Hospital.

(b) The benefit of all donations, gifts, trusts, devises and bequests now in existence or hereinafter made to the Toronto Orthopedic Hospital shall pass to and be vested in the Toronto East General Hospital for the benefit of its Orthopedic Department as herein agreed to be constituted.

(c) The Toronto East General Hospital agrees to make provision for the proper housing of an adequate Orthopedic Department and to provide not less than twenty-five beds for Orthopedic cases and up to that minimum capacity insure the caring for and treatment of any deserving indigent cases that make application and at no cost to the patient so far as medical and hospital treatment is concerned if the patients or their families are unable to pay and also provide for orthopedic cases that make application and are able to pay for treatment. The Toronto East General Hospital will make provision for the proper support and maintenance of such Orthopedic Department and provision for the extension of same from time to time as public need may require with the intent that the work and aims of the Toronto Orthopedic Hospital shall be continued and perpetuated as a department of the work of the Toronto East General Hospital.

(d) Not less than three members of the present Board of Trustees of the Toronto Orthopedic Hospital shall be elected to the Board of the Toronto East General Hospital and from time to time as vacancies occur from death or retirement among those so appointed their successors shall be elected and be particularly responsible for the maintenance and operation of a satisfactory Orthopedic Department in the Toronto East General Hospital under the provisions of this agreement.

(e) The Toronto East General Hospital agrees that such Orthopedic Department will be under the Chief of Staff and the supervision and treatment of an Orthopedic surgeon of proven experience and ability, standing high in this particular field and who will be satisfactory to the Board of Governors and Trustees representing the Orthopedic Department.

(f) The current hospital cases and work of the Toronto Orthopedic Hospital shall be taken over by the Toronto East General Hospital and the following employees shall be made provision for on the Orthopedic staff of the Toronto East General Hospital, namely: Misses MacLean and Blair, Mathew Anderson, and Miss Dallas, and members of the attending medical staff of the Toronto Orthopedic Hospital to be agreed upon, and shall continue in the employ of Toronto East General Hospital only for so long as they shall perform their services in a proper manner and conform with such rules and regulations as may be in effect from time to time governing the conduct of employees of Toronto East General Hospital.

(g) Provision shall be made in such Orthopedic Department of the Toronto East General Hospital for the recording of names of special donors and for the fulfilment of all conditions in connection with such gifts so that the same may be complied with and given effect to as follows:

Mary D. D. Jamieson	\$300 for a bronze tablet.
A. W. Briggs	\$600 for a crib (in memory of mother).
G. T. Pepall	\$600 for a crib.
Mail Order Department	
Robert Simpson Co.	\$600 for a crib.
Dickens Fellowship	\$1,200 for a bed.
H. G. Stanton	\$1,000 for a bed.

and any other that may properly apply.

(h) This amalgamation agreement shall be regularly approved by the respecting trustee Boards of each of the parties hereto and authorization given for the due execution hereof by the proper officers of each body.

(i) The requisite confirmation of this agreement shall be obtained by the passing of an Act at the next meeting of the Ontario Legislature by way of an Act amending the Toronto East General Hospital Act, Chapter

116, 16 George V (1926), or by special Act as counsel for the parties hereto may advise.

(j) Toronto Orthopedic Hospital covenants that it will execute all such further assurances as may be necessary to effect such transfer of assets or otherwise.

(k) The amalgamation shall go into effect on the 25th day of June, 1932.

In witness whereof the parties hereto have hereunto set their corporate seals under the hands of their proper officers thereunto lawfully authorized.

SIGNED, SEALED AND DELIVERED,

in the presence of:

DOUGLAS ROBINSON.

TORONTO EAST GENERAL HOSPITAL.

By M. BREDIN,
President.

JOS. H. HARRIS,
Chairman.

R. R. HEWSON,
Secretary.

TORONTO ORTHOPEDIC HOSPITAL,

By H. G. STANTON,
President.

HAROLD R. FROST.

W. MACMILLAN,
Director.

BILL

An Act respecting the amalgamation of
Toronto East General Hospital and
Toronto Orthopedic Hospital.

1st Reading

2nd Reading

3rd Reading

MR. OAKLEY

(Private Bill)

No. 41

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the amalgamation of Toronto East General
Hospital and Toronto Orthopedic Hospital.

MR. OAKLEY

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the amalgamation of Toronto East General Hospital and Toronto Orthopedic Hospital.

Preamble.

WHEREAS Toronto East General Hospital has, by its petition, represented that it and Toronto Orthopedic Hospital have agreed to amalgamate and carry on their amalgamated undertaking under a new name and has prayed that an Act be passed validating the said Agreement, and otherwise to enact as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *Toronto East General and Orthopedic Hospital Act, 1933*.

Amalgamation agreement validated.

2.—(1) Subject as in subsection 2 provided, the agreement made between Toronto East General Hospital and Toronto Orthopedic Hospital, dated the twenty-fifth day of June, 1932, set forth in Schedule "A" to this Act, is hereby ratified and confirmed and declared to be legal, valid and binding upon the parties thereto, and the said parties are hereby empowered to carry out their respective obligations and exercise, possess and enjoy their respective rights, powers and privileges thereunder.

(2) Notwithstanding the provisions of the said agreement the name of the amalgamated corporation shall be as set forth in this Act.

New Corporation formed.

3. Toronto Orthopedic Hospital is hereby united and amalgamated with Toronto East General Hospital, which latter shall continue to be a body corporate and politic, under the name of "Toronto East General and Orthopedic Hospital" and as varied and amended by this Act, the Act passed in the year 1926, chapter 116, incorporating Toronto East General

Hospital, shall apply to and govern Toronto East General Hospital with which is amalgamated Toronto Orthopedic Hospital as so constituted. 1926, c. 116, to apply as varied.

4. The undertaking, and all properties, assets, rights, credits and effects of Toronto East General Hospital and Toronto Orthopedic Hospital, including all gifts and legacies to, and all endowments of Toronto Orthopedic Hospital whether heretofore or hereafter given or made and the exclusive right to use the names Toronto East General Hospital and Toronto Orthopedic Hospital are hereby vested in Toronto East General and Orthopedic Hospital, and all such gifts, legacies and endowments shall continue and enure to the benefit of Toronto East General and Orthopedic Hospital constituted as hereinbefore provided, notwithstanding the amalgamation of Toronto Orthopedic Hospital with Toronto East General Hospital, and wherever in any deed of gift or will or other instrument of gift or endowment, the said Toronto East General Hospital or Toronto Orthopedic Hospital is referred to, such reference shall hereafter be deemed a reference to Toronto East General and Orthopedic Hospital. Vesting of all assets in new corporation.

5. Toronto East General and Orthopedic Hospital shall be subject to and liable for all debts, contracts, liabilities, duties and obligations of Toronto East General Hospital and Toronto Orthopedic Hospital existing on the date this Act comes into force and may be sued therefor in any Court of competent jurisdiction to the same extent as (except for this Act) Toronto East General Hospital or Toronto Orthopedic Hospital could have been sued therefor. All proceedings may be continued or commenced by or against Toronto East General and Orthopedic Hospital which might have been continued or commenced by or against Toronto East General Hospital or Toronto Orthopedic Hospital. Assumption of liabilities.

6. The said amalgamation shall not nor shall anything in this Act alter, prejudice or affect any right or privilege of Toronto East General Hospital or Toronto Orthopedic Hospital under any agreement, contract, deed, will, or other instrument whatsoever. Amalgamation not to affect any contracts, etc.

7. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

SCHEDULE "A"

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BETWEEN:

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of the first part,

—and—

TORONTO ORTHOPEDIC HOSPITAL (hereinafter called the Party),

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And whereas the Toronto Orthopedic Hospital was incorporated by Declaration under the provisions of the Revised Statutes of Ontario (1897), Chapter 211, being an Act respecting Benevolent, Provident and other Societies which said Declaration was duly filed in the office of the Provincial Registrar on the Twenty-seventh day of October, 1898.

And whereas the Toronto Orthopedic Hospital is now carrying on its hospital work at Number 100 Bloor Street West, Toronto.

And whereas the Toronto East General Hospital is now carrying on its hospital work at premises on Coxwell and Sammon Avenues.

And whereas the Board of Trustees of each of the said hospitals have unanimously agreed that it would be in the best interest of each of the said hospitals that the said Orthopedic Hospital should be taken over and amalgamated with the Toronto East General Hospital.

And whereas for the purpose of properly effecting and carrying out such amalgamation the Trustees of the respective hospitals have authorized the proper officers of their respective hospitals to execute this agreement on behalf of the said Toronto East General Hospital and the Toronto Orthopedic Hospital and to affix the seals of the respective corporations thereto.

Now therefore this indenture witnesseth that in consideration of the premises and for the consideration, covenants and agreements hereinafter specifically set forth and for and in consideration of the sum of one dollar paid by each of the said hospitals to the other of them at or before the sealing or delivery hereof it is covenanted by and between and on behalf of the said Hospitals and Boards of Trustees of each of the said Hospitals respectively their assigns and successors as follows:

1. The said Toronto Orthopedic Hospital shall be amalgamated and consolidated with the Toronto East General Hospital as one hospital under the name of "Toronto East General Hospital with which is amalgamated Toronto Orthopedic Hospital."

2. That the terms upon which the said amalgamation and consolidation shall take place shall be as follows, namely,—

(a) All the undertaking and assets of every kind including property real and personal of Toronto Orthopedic Hospital shall pass to and be vested in the Toronto East General Hospital and the Toronto East General Hospital shall assume and be responsible for all the liabilities of the said Toronto Orthopedic Hospital.

(b) The benefit of all donations, gifts, trusts, devises and bequests now in existence or hereinafter made to the Toronto Orthopedic Hospital shall pass to and be vested in the Toronto East General Hospital for the benefit of its Orthopedic Department as herein agreed to be constituted.

(c) The Toronto East General Hospital agrees to make provision for the proper housing of an adequate Orthopedic Department and to provide not less than twenty-five beds for Orthopedic cases and up to that minimum capacity insure the caring for and treatment of any deserving indigent cases that make application and at no cost to the patient so far as medical and hospital treatment is concerned if the patients or their families are unable to pay and also provide for orthopedic cases that make application and are able to pay for treatment. The Toronto East General Hospital will make provision for the proper support and maintenance of such Orthopedic Department and provision for the extension of same from time to time as public need may require with the intent that the work and aims of the Toronto Orthopedic Hospital shall be continued and perpetuated as a department of the work of the Toronto East General Hospital.

(d) Not less than three members of the present Board of Trustees of the Toronto Orthopedic Hospital shall be elected to the Board of the Toronto East General Hospital and from time to time as vacancies occur from death or retirement among those so appointed their successors shall be elected and be particularly responsible for the maintenance and operation of a satisfactory Orthopedic Department in the Toronto East General Hospital under the provisions of this agreement.

(e) The Toronto East General Hospital agrees that such Orthopedic Department will be under the Chief of Staff and the supervision and treatment of an Orthopedic surgeon of proven experience and ability, standing high in this particular field and who will be satisfactory to the Board of Governors and Trustees representing the Orthopedic Department.

(f) The current hospital cases and work of the Toronto Orthopedic Hospital shall be taken over by the Toronto East General Hospital and the following employees shall be made provision for on the Orthopedic staff of the Toronto East General Hospital, namely: Misses MacLean and Blair, Mathew Anderson, and Miss Dallas, and members of the attending medical staff of the Toronto Orthopedic Hospital to be agreed upon, and shall continue in the employ of Toronto East General Hospital only for so long as they shall perform their services in a proper manner and conform with such rules and regulations as may be in effect from time to time governing the conduct of employees of Toronto East General Hospital.

(g) Provision shall be made in such Orthopedic Department of the Toronto East General Hospital for the recording of names of special donors and for the fulfilment of all conditions in connection with such gifts so that the same may be complied with and given effect to as follows:

Mary D. D. Jamieson	\$300 for a bronze tablet.
A. W. Briggs	\$600 for a crib (in memory of mother).
G. T. Pepall	\$600 for a crib.
Mail Order Department	
Robert Simpson Co.	\$600 for a crib.
Dickens Fellowship	\$1,200 for a bed.
H. G. Stanton	\$1,000 for a bed.

and any other that may properly apply.

(h) This amalgamation agreement shall be regularly approved by the respecting trustee Boards of each of the parties hereto and authorization given for the due execution hereof by the proper officers of each body.

(i) The requisite confirmation of this agreement shall be obtained by the passing of an Act at the next meeting of the Ontario Legislature by way of an Act amending the Toronto East General Hospital Act, Chapter

116, 16 George V (1926), or by special Act as counsel for the parties hereto may advise.

(j) Toronto Orthopedic Hospital covenants that it will execute all such further assurances as may be necessary to effect such transfer of assets or otherwise.

(k) The amalgamation shall go into effect on the 25th day of June, 1932.

In witness whereof the parties hereto have hereunto set their corporate seals under the hands of their proper officers thereunto lawfully authorized.

SIGNED, SEALED AND DELIVERED,

in the presence of:

DOUGLAS ROBINSON.

TORONTO EAST GENERAL HOSPITAL.

By M. BREDIN,
President.

JOS. H. HARRIS,
Chairman.

R. R. HEWSON,
Secretary

TORONTO ORTHOPEDIC HOSPITAL,

By H. G. STANTON,
President.

HAROLD R. FROST.

W. MACMILLAN,
Director.

BILL

An Act respecting the amalgamation of
Toronto East General Hospital and
Toronto Orthopedic Hospital.

1st Reading

March 14th, 1933

2nd Reading

March 22nd, 1933

3rd Reading

March 29th, 1933

MR. OAKLEY

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of York.

MR. PRICE (York West)

(PRIVATE BILL)

BILL

An Act respecting the Township of York.

WHEREAS the corporation of the township of York has by its petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Township of York Act, 1933*.

Establish-
ment of
board of
education.

2.—(1) The collegiate institute board of the township of York and the York township public school board are hereby united and shall hereafter form one board.

(2) This section shall come into force and take effect on the 21st day of December, 1934, but the trustees of the said boards shall remain in office until the board of education has been elected and organized as hereinafter provided.

(3) The trustees of the said board as united shall be a corporation by the name of "The Board of Education of the Township of York," hereinafter referred to as "the board of education," and shall have and possess all the powers and perform all the duties which by this or any other Act are conferred or imposed upon a public school board in an urban municipality or on a high school board or on a board of education.

(4) The board of education shall (subject to the provisions hereinafter contained) consist of ten members to be elected or appointed as hereinafter provided:

Two members shall be elected from each of wards 1, 2 and 3;

Three members shall be appointed annually by the council of the county of York in accordance with the provisions of *The High Schools Act*;

The remaining member of the board shall be appointed annually by the separate school board of the township of York at its first meeting in each year or so soon as may be thereafter, provided there is a separate school board for the township of York.

(5) Upon the election and organization of the board of education all the property real and personal theretofore vested in the collegiate institute board of the township of York and in the York township public school board shall become vested in and become the property of the board of education, and the board of education shall be responsible for and shall discharge all the debts, liabilities and obligations for which the said boards were liable.

(6) Except as hereinafter provided all the provisions of subsections 7, 8, 9, 10 and 11 of section 5 of *The Township of York Act, 1932*, shall apply to the board of education as fully and effectually as though the said subsections had been incorporated in this section, and except that the words "for the year following the year in which the by-law takes effect" shall be deemed to be struck out and the words "For the year 1935" shall be substituted in place thereof; and wherever in the said subsections the words "school board" appear the said words shall be read and construed to mean "Board of Education of the Township of York."

(7) All the provisions of the *Boards of Education Act* which are not inconsistent with this section shall be read as part of this section, and so far as such provisions are inconsistent with the provisions of this section they shall not apply to the board of education. The provisions of *The Public Schools Act* respecting controverted elections in an urban municipality and the provisions of *The Boards of Education Act* respecting vacancies in the case of elected and appointed members shall apply to the board of education.

(8) Upon the dissolution of any union school section formed under *The Public Schools Act* between parts of the township of York and any adjoining municipality that part thereof within the said township shall thereafter be under the jurisdiction of the board of education for public school purposes as well as for the purposes of high schools.

(9) The provisions of *The Public Schools Act*, *The High Schools Act* and *The Vocational Education Act* which are not

inconsistent with this Act shall be read as part of this Act and for the purposes of the said Acts and of *The School Attendance Act* the township of York shall be deemed to be an urban municipality.

(10) Nothing in this Act contained shall affect or alter the basis of legislative grants for the support of public and separate schools as provided by section 6 of *The Township of York Act, 1932*, and the said grants shall continue to be paid as if the said township had remained divided into rural school sections.

Establishment of township separate school board.

3.—(1) The whole of the township of York shall, as of the 25th day of December, 1933, be united as one school section for separate school purposes and thereafter the boards of separate school trustees having jurisdiction in the existing school sections therein shall be dissolved save as hereinafter provided.

Present boards to continue until township board established.

(2) All boards of trustees of separate schools in the existing school sections in the said township of York shall remain in office until the separate school board for the said township shall have been elected and organized as hereinafter provided.

Township board.

(3) There shall be a board of separate school trustees for the township of York which shall consist of five members and the said board, save as herein otherwise provided, shall have and may exercise and perform, without the assent of the electors, the like rights, powers and duties with respect to separate schools in the said township of York as in the case of a rural board.

Name of board.

(4) The board of separate school trustees for the township of York shall be a corporation by the name of "York Township Separate School Board" hereinafter referred to as the school board.

Elections.

(5) There shall be an election of members of the said board for the year 1934 and for each year thereafter and sections 38 to 42 inclusive of *The Separate Schools Act* shall apply to the elections of the said board.

Returning officer.

(6) A person appointed by the inspector shall be the returning officer at the first election and shall perform the duties of secretary in respect thereto.

Terms of office.

(7) Of the trustees elected at the first election the three trustees first elected shall hold office for two years and the two remaining trustees shall hold office for one year.

Annual election.

(8) After the first election an election shall be held in each year to fill the place of the trustees whose terms of office shall

have expired and the trustees elected shall hold office for two years.

Vesting of
property.

(9) Upon the election and organization of the school board, all the property, real and personal, vested in the board of any existing school section shall be vested in and become the property of the school board.

Discharge
of liabilities.

(10) The school board shall be responsible for and discharge all liabilities and obligations of each of the boards of trustees of the Roman Catholic separate schools in each school section included in the township of York, and the indebtedness of the board of trustees of the Roman Catholic separate school of any school section shall be provided for by a general rate levied upon all property liable to taxation for separate school purposes in the said township.

Legislative
grants.

(11) Notwithstanding the provisions of this section, subsection 1 of section 6 of *The Township of York Act, 1932*, shall apply until the 31st of December, 1937. The said legislative grants shall be paid as if the said township had continued to be divided into rural separate school sections.

Rateable
property.

(12) When and as long as the municipal council of the township of York avails itself of the powers and rights conferred by section 3 of *The Township of York Act, 1932*, the said school board may levy its rates on the assessable property of its supporters other than the assessments of income.

Mount
Dennis
Public
Library
Board.

4.—(1) The public library board of public school section No. 28 of the township of York incorporated under the provisions of *The Public Libraries Act* is hereby continued as a corporate body under the name "Mount Dennis Public Library Board."

Application
to Rev. Stat.,
c. 246.

(2) Except as hereinafter provided all the provisions of *The Public Libraries Act* applicable to a public library established in a rural school section and to a public library board in which is vested the management, regulation and control of such a library shall continue to apply to the Mount Dennis Public Library Board and to the said library as though rural school section No. 28 for the township of York had not ceased to exist as a separate school section.

Library
board.

(3) The Mount Dennis Public Library Board shall be composed of five persons resident in the district which in the year 1932 comprised public school section No. 28 of the township of York, all of whom shall be appointed annually by the council of the corporation of the township of York at the first meeting of the said council after the first day of January in each year or so soon as may be thereafter.

Library
rate.

(4) The special rate required to be levied by the council of the said municipality to provide the amount estimated by the said board for the purposes mentioned in section 38 of *The Public Libraries Act* shall be levied and assessed in each year in addition to all other rates and assessments against the rateable property in that district of the township of York which in the year 1932 comprised public school section No. 28 of the township of York.

Confirma-
tion of
school
award.

5.—(1) Pursuant to the award made by the arbitrators appointed by by-law of the council of the said corporation under the provisions of section 5 of *The Township of York Act, 1932*, the council of the said corporation shall in addition to all other rates for public school purposes levy annually in each of the years 1933, 1934 and 1935 the amounts hereinafter specified against the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, namely,—

Public School Section No. 35. An annual amount equivalent to 5.0 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 24. An annual amount equivalent to 3.5 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 15. An annual amount equivalent to 3.4 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 13. An annual amount equivalent to 0.3 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Disposition
of balances.

(2) The amount of unexpended balances to the credit of each of the rural public school sections of the said township as of the 25th day of December, 1932, (after payment of all

outstanding claims and liabilities, except in respect to debentures and interest thereon), shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, in three instalments in the levy to be made by the council of the said corporation in each of the years 1933, 1934 and 1935 for public school purposes in such manner that the general rate levied throughout the township for public school purposes in each of the said areas shall be reduced in the areas formerly comprising the said several sections by the amount to the credit thereof as aforesaid, provided, however, that such credits shall be made as and when the outstanding arrears of taxes included in such unexpended balances shall have been paid.

Credits for
pre-levies.

(3) The amount of all instalments of principal and interest not due but levied for as at the 31st day of December, 1932 in respect of debentures issued for public school purposes in the several public school sections shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area in the levy made by the council of the said corporation in the year 1933, so that the general rate levied throughout the township for public school purposes in each of the said areas in the said year 1933 shall be reduced accordingly.

Credit to
Section
No. 25.

(4) The proceeds of an issue of debentures for the principal sum of \$10,000 authorized by By-law No. 11229 passed by the council of the said corporation on the 29th day of December 1932 on the application of the trustees of public school section No. 25 of the said township, shall be credited to the lands assessable for public school purposes in the said public school section No. 25 as it existed immediately prior to the formation of the township public school area in the next levy made by the council of the said township after the said debentures are sold or otherwise realized upon.

Tax sales
and
conveyances
confirmed.

6.—(1) All sales of land within the township of York made prior to the 31st day of December, 1931, which purport to have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the

case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation
protected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Licensing
of bailiffs.

7.—(1) The council of the said corporation may pass by-laws for licensing, regulating and governing bailiffs (as defined by clause *a* of paragraph 1 of section 407 of *The Municipal Act*) and for revoking any license granted, and for prohibiting any person carrying on or engaging in the business of a bailiff without a license; and may provide that each applicant for a license shall deposit with the issuer of licenses with his application such security or guarantee bond for such amount as may be required by the council of the municipality, and may provide the conditions under which such security or a part thereof shall be forfeited.

(2) The provisions of any such by-laws may be enforced in the same way and to the same extent as a by-law passed under the authority of *The Municipal Act*.

Prohibition
of pits and
quarries.

8.—(1) The council of the said corporation may pass by-laws for prohibiting the making of pits and quarries in the municipality or any defined section thereof, or regulating the location of them.

(2) The provisions of every such by-law may be enforced in the same way and to the same extent as a by-law passed under the authority of *The Municipal Act*, and the making or locating of a pit or quarry in contravention of the by-law in addition to any other remedy may be restrained by action at the instance of the corporation.

(3) No such by-law shall have any force or effect until the same shall have been approved by the Ontario Municipal Board.

Voters'
List for
1933.

9. Notwithstanding the provisions of section 4 of *The Voters' Lists Act*, after the final revision and correction of the assessment roll of the municipality of the township of York in the year 1933, the clerk of the said municipality, instead of making a new list for each polling subdivision of all the persons appearing by the assessment roll or the supplementary

roll prepared by the assessor to be voters, may in the year 1933 make the required corrections and additions to the voters' list as already prepared by him in the year 1932.

Application
of Rev. Stat.,
c. 238, ss.
20 and 137.

10. For the purposes of sections 20 and 137 of *The Assessment Act* the township of York shall be deemed a city, and the said sections shall be read and construed accordingly.

Application
of 1932,
c. 27, ss.
109 to 111.

11. The provisions of sections 109 to 111 inclusive of *The Ontario Municipal Board Act, 1932*, shall apply to the municipality of the township of York.

Tax
exemption
for new
dwellings.

12. The corporation of the township of York may by by-law, which for its validity shall not require the assent of the electors of the said township qualified to vote on money by-laws exempt wholly or partially from municipal taxation, except taxation for school purposes and local improvements, for the whole or any part of the period of five years next ensuing from and after the first day of January, 1933, all new dwelling-houses erected in the said township during the said period.

By-law
No. 11243
confirmed.

13. By-law No. 11243 of the council of the said corporation passed on the 6th day of March, 1933, entitled "A by-law to credit Public School Section No. 29 of the Township of York with the sum of \$195.84" is hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof.

By-law
No. 11248
confirmed.

14. By-law No. 11248 of the municipal corporation of the township of York passed on the 6th day of March, 1933, entitled "A By-law to authorize the remission of rates imposed for sewers on lands which cannot be served by sewers," is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-laws
and agree-
ments
confirmed.

15. The by-laws and agreements referred to in schedule "A" hereto, granting fixed assessments for lands and buildings except for school purposes and local improvement rates for a period of ten years from the 1st day of January, 1933 are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof and as to the agreements upon the respective parties thereto.

By-laws,
debentures,
etc.,
confirmed.

16.—(1) The following by-laws passed by the council of the said corporation and all debentures to be issued thereunder and all rates and assessments to be levied for the payment thereof as provided in the said by-laws are hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, namely:

- (a) By-law No. 11229 being "A by-law to raise by way of loan the sum of \$10,000 for the purposes of enabling the trustees of School Section No. 25 to refund to maintenance account the moneys disbursed therefrom on capital account in connection with additions made to Humewood Public School in the said section."
- (b) By-law No. 11259 being "A by-law to provide for the borrowing of \$33,383.50 upon debentures to pay for the construction of certain concrete sidewalks upon the streets and between the points as set out in schedule "A" thereto attached."
- (c) By-law No. 11260 being "A by-law to provide for the borrowing of \$104,390.28 upon debentures to pay for the construction of 6" cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."
- (d) By-law No. 11261 being "A by-law to provide for the borrowing of \$26,497.13 upon debentures to pay for the construction of cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."
- (e) By-law No. 11262 being "A by-law to provide for the borrowing of \$209,979.02 upon debentures to pay for the construction of certain sewers in the streets and between the points as set forth in schedule "A" thereto attached."
- (f) By-law No. 11263 being "A by-law to provide for the borrowing of \$293,551.71 upon debentures to pay for the construction of certain pavements on the streets and between the points as set out in schedule "A" thereto attached."
- (g) A By-law No. 11,267, being "A by-law to provide for the borrowing of the sum of \$24,385.00 to complete the cost of the construction of the sewerage system and sewerage disposal works in and for that portion of the municipality defined and set apart as St. Clair Sewerage Area No. 1."
- (h) By-law No. 11,268, being "A by-law to provide for borrowing \$37,385.18 upon debentures to pay for the cost of the construction of force mains, storm sewers, and pump house and equipment for the benefit of the St. Clair Sewerage Area No. 1."

- (i) By-law No. 11,269, being "A by-law to provide for the borrowing of \$92,313.68 upon debentures to pay for the cost of the construction, portion of maintenance of pump house, pumps and equipment for the benefit of St. Clair Sewerage Area No. 1."

Provisions of 1932, c. 96, s. 9, subs. 7, not applicable. (2) The provisions of subsection 7 of section 9 of *The Township of York Act, 1932*, shall not apply to any of the by-laws mentioned in this section.

Commence-
ment of Act. **17.** This Act, other than sections 2 and 6 shall come into force on the day upon which it receives the Royal Assent. Section 2 shall come into force on the date provided therein, and section 6 shall come into force on the 1st day of July, 1933.

SCHEDULE "A"

By-law No.	Date of Agreement	Party of First Part	Party of Second Part
11245	February 21st, 1933	The Corporation of the Township of York	Patons & Baldwins Limited
11246	" "	The Corporation of the Township of York	Ferranti Electric Limited
11247	" "	The Corporation of the Township of York	Firstbrook Boxes Limited
11250	" "	The Corporation of the Township of York	Burt Business Forms Limited
11251	" "	The Corporation of the Township of York	Riley Engineering & Supply Company, Limited

BILL

An Act respecting the Township of York.

1st Reading

2nd Reading

3rd Reading

MR. PRICE (York West)

(Private Bill)

No. 42

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of York.

MR. PRICE (York West)

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the Township of York.

WHEREAS the corporation of the township of York has by its petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of York Act, 1933*.

Establishment of township separate school board.

2.—(1) The whole of the township of York shall, as of the 25th day of December, 1933, be united as one school section for separate school purposes and thereafter the boards of separate school trustees having jurisdiction in the existing school sections therein shall be dissolved save as hereinafter provided.

Present boards to continue until township board established.

(2) All boards of trustees of separate schools in the existing school sections in the said township of York shall remain in office until the separate school board for the said township shall have been elected and organized as hereinafter provided.

Township board.

(3) There shall be a board of separate school trustees for the township of York which shall consist of five members and the said board, save as herein otherwise provided, shall have and may exercise and perform, without the assent of the electors, the like rights, powers and duties with respect to separate schools in the said township of York as in the case of a rural board.

Name of board.

(4) The board of separate school trustees for the township of York shall be a corporation by the name of "York Township Separate School Board" hereinafter referred to as the school board.

Elections.

(5) There shall be an election of members of the said board for the year 1934 and for each year thereafter and sections 38 to 42 inclusive of *The Separate Schools Act* shall apply to the elections of the said board.

- Returning officer. (6) A person appointed by the inspector shall be the returning officer at the first election and shall perform the duties of secretary in respect thereto.
- Terms of office. (7) Of the trustees elected at the first election the three trustees first elected shall hold office for two years and the two remaining trustees shall hold office for one year.
- Annual election. (8) After the first election an election shall be held in each year to fill the place of the trustees whose terms of office shall have expired and the trustees elected shall hold office for two years.
- Vesting of property. (9) Upon the election and organization of the school board, all the property, real and personal, vested in the board of any existing school section shall be vested in and become the property of the school board.
- Discharge of liabilities. (10) The school board shall be responsible for and discharge all liabilities and obligations of each of the boards of trustees of the Roman Catholic separate schools in each school section included in the township of York, and the indebtedness of the board of trustees of the Roman Catholic separate school of any school section shall be provided for by a general rate levied upon all property liable to taxation for separate school purposes in the said township.
- Legislative grants. (11) Notwithstanding the provisions of this section, subsection 1 of section 6 of *The Township of York Act, 1932*, shall apply until the 31st of December, 1937. The said legislative grants shall be paid as if the said township had continued to be divided into rural separate school sections.
- Rateable property. (12) When and as long as the municipal council of the township of York avails itself of the powers and rights conferred by section 3 of *The Township of York Act, 1932*, the said school board may levy its rates on the assessable property of its supporters other than the assessments of income.
- Mount Dennis Public Library Board. **3.—**(1) The public library board of public school section No. 28 of the township of York incorporated under the provisions of *The Public Libraries Act* is hereby continued as a corporate body under the name "Mount Dennis Public Library Board."
- Application to Rev. Stat., c. 246. (2) Except as hereinafter provided all the provisions of *The Public Libraries Act* applicable to a public library established in a rural school section and to a public library board in which is vested the management, regulation and control of such a library shall continue to apply to the Mount Dennis

Public Library Board and to the said library as though rural school section No. 28 for the township of York had not ceased to exist as a separate school section.

Library
board.

(3) The Mount Dennis Public Library Board shall be composed of five persons resident in the district which in the year 1932 comprised public school section No. 28 of the township of York, all of whom shall be appointed annually by the council of the corporation of the township of York at the first meeting of the said council after the first day of January in each year or so soon as may be thereafter.

Library
rate.

(4) The special rate required to be levied by the council of the said municipality to provide the amount estimated by the said board for the purposes mentioned in section 38 of *The Public Libraries Act* shall be levied and assessed in each year in addition to all other rates and assessments against the rateable property in that district of the township of York which in the year 1932 comprised public school section No. 28 of the township of York.

Confirma-
tion of
school
award.

4.—(1) Pursuant to the award made by the arbitrators appointed by by-law of the council of the said corporation under the provisions of section 5 of *The Township of York Act, 1932*, the council of the said corporation shall in addition to all other rates for public school purposes levy annually in each of the years 1933, 1934 and 1935 the amounts hereinafter specified against the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, namely,—

Public School Section No. 35. An annual amount equivalent to 5.0 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 24. An annual amount equivalent to 3.5 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 15. An annual amount equivalent to 3.4 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 13. An annual amount equivalent to 0.3 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Disposition
of balances.

(2) The amount of unexpended balances to the credit of each of the rural public school sections of the said township as of the 25th day of December, 1932, (after payment of all outstanding claims and liabilities, except in respect to debentures and interest thereon), shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, in three instalments in the levy to be made by the council of the said corporation in each of the years 1933, 1934 and 1935 for public school purposes in such manner that the general rate levied throughout the township for public school purposes in each of the said areas shall be reduced in the areas formerly comprising the said several sections by the amount to the credit thereof as aforesaid, provided, however, that such credits shall be made as and when the outstanding arrears of taxes included in such unexpended balances shall have been paid.

Credits for
pre-levis.

(3) The amount of all instalments of principal and interest not due but levied for as at the 31st day of December, 1932 in respect of debentures issued for public school purposes in the several public school sections shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area in the levy made by the council of the said corporation in the year 1933, so that the general rate levied throughout the township for public school purposes in each of the said areas in the said year 1933 shall be reduced accordingly.

Credit to
Section
No. 25.

(4) The proceeds of an issue of debentures for the principal sum of \$10,000 authorized by By-law No. 11229 passed by the council of the said corporation on the 29th day of December 1932 on the application of the trustees of public school section No. 25 of the said township, shall be credited to the lands assessable for public school purposes in the said public school section No. 25 as it existed immediately prior to the formation of the township public school area in the next levy made by the council of the said township after the said debentures are sold or otherwise realized upon.

Tax sales
and
conveyances
confirmed.

5.—(1) All sales of land within the township of York made prior to the 31st day of December, 1931, which purport to

have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation
protected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Prohibition
of pits and
quarries.

6.—(1) The council of the said corporation may pass by-laws for prohibiting the making of pits and quarries in the municipality or any defined section thereof, or regulating the location of them.

(2) The provisions of every such by-law may be enforced in the same way and to the same extent as a by-law passed under the authority of *The Municipal Act*, and the making or locating of a pit or quarry in contravention of the by-law in addition to any other remedy may be restrained by action at the instance of the corporation.

(3) No such by-law shall have any force or effect until the same shall have been approved by the Ontario Municipal Board.

Application
of Rev. Stat.,
c. 238, ss.
20 and 137.

7. For the purposes of sections 20 and 137 of *The Assessment Act* the township of York shall be deemed a city, and the said sections shall be read and construed accordingly.

Tax
exemption
for new
dwellings.

8. The corporation of the township of York may by by-law, which for its validity shall not require the assent of the electors of the said township qualified to vote on money by-laws exempt wholly or partially from municipal taxation, except taxation for school purposes and local improvements, for the whole or any part of the period of five years next ensuing from and after the first day of January, 1933, all new dwelling-houses erected in the said township during the said period.

By-law
No. 11243
confirmed.

9. By-law No. 11243 of the council of the said corporation passed on the 6th day of March, 1933, entitled "A by-law to credit Public School Section No. 29 of the Township of York with the sum of \$195.84" is hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof.

By-law
No. 11248
confirmed.

10. By-law No. 11248 of the municipal corporation of the township of York passed on the 6th day of March, 1933, entitled "A By-law to authorize the remission of rates imposed for sewers on lands which cannot be served by sewers," is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof.

By-laws
and agree-
ments
confirmed.

11. The by-laws and agreements referred to in schedule "A" hereto, granting fixed assessments for lands and buildings except for school purposes and local improvement rates for a period of ten years from the 1st day of January, 1933 are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof and as to the agreements upon the respective parties thereto.

By-laws,
debentures,
etc.,
confirmed.

12.—(1) The following by-laws passed by the council of the said corporation and all debentures to be issued thereunder and all rates and assessments to be levied for the payment thereof as provided in the said by-laws are hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, namely:

- (a) By-law No. 11229 being "A by-law to raise by way of loan the sum of \$10,000 for the purposes of enabling the trustees of School Section No. 25 to refund to maintenance account the moneys disbursed therefrom on capital account in connection with additions made to Humewood Public School in the said section."
- (b) By-law No. 11259 being "A by-law to provide for the borrowing of \$33,383.50 upon debentures to pay for the construction of certain concrete sidewalks upon the streets and between the points as set out in schedule "A" thereto attached."
- (c) By-law No. 11260 being "A by-law to provide for the borrowing of \$104,390.28 upon debentures to pay for the construction of 6" cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."

- (d) By-law No. 11261 being "A by-law to provide for the borrowing of \$26,497.13 upon debentures to pay for the construction of cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."
- (e) By-law No. 11262 being "A by-law to provide for the borrowing of \$209,979.02 upon debentures to pay for the construction of certain sewers in the streets and between the points as set forth in schedule "A" thereto attached."
- (f) By-law No. 11263 being "A by-law to provide for the borrowing of \$293,551.71 upon debentures to pay for the construction of certain pavements on the streets and between the points as set out in schedule "A" thereto attached."
- (g) A By-law No. 11,267, being "A by-law to provide for the borrowing of the sum of \$24,385.00 to complete the cost of the construction of the sewerage system and sewerage disposal works in and for that portion of the municipality defined and set apart as St. Clair Sewerage Area No. 1."
- (h) By-law No. 11,268, being "A by-law to provide for borrowing \$37,385.18 upon debentures to pay for the cost of the construction of force mains, storm sewers, and pump house and equipment for the benefit of the St. Clair Sewerage Area No. 1."
- (i) By-law No. 11,269, being "A by-law to provide for the borrowing of \$92,313.68 upon debentures to pay for the cost of the construction, portion of maintenance of pump house, pumps and equipment for the benefit of St. Clair Sewerage Area No. 1."

Provisions of 1932, c. 96, s. 9, subs. 7, *Township of York Act, 1932*, shall not apply to debentures not applicable. authorized by any of the by-laws mentioned in this section.

Commence-
ment of Act. **12.** This Act, other than section 5 shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

SCHEDULE "A"

By-law No.	Date of Agreement	Party of First Part	Party of Second Part
11245	February 21st, 1933	The Corporation of the Township of York	Patons & Baldwins Limited
11246	" "	The Corporation of the Township of York	Ferranti Electric Limited
11247	" "	The Corporation of the Township of York	Firstbrook Boxes Limited
11250	" "	The Corporation of the Township of York	Burt Business Forms Limited
11251	" "	The Corporation of the Township of York	Riley Engineering & Supply Company, Limited

BILL

An Act respecting the Township of York.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. PRICE (York West)

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of York.

[Mr. PRICE (York West)

No. 42

1933

BILL

An Act respecting the Township of York.

WHEREAS the corporation of the township of York has by its petition prayed for special legislation in regard to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of York Act, 1933*.

Establishment of township separate school board.

2.—(1) The whole of the township of York shall, as of the 25th day of December, 1933, be united as one school section for separate school purposes and thereafter the boards of separate school trustees having jurisdiction in the existing school sections therein shall be dissolved save as hereinafter provided.

Present boards to continue until township board established.

(2) All boards of trustees of separate schools in the existing school sections in the said township of York shall remain in office until the separate school board for the said township shall have been elected and organized as hereinafter provided.

Township board.

(3) There shall be a board of separate school trustees for the township of York which shall consist of five members and the said board, save as herein otherwise provided, shall have and may exercise and perform, without the assent of the electors, the like rights, powers and duties with respect to separate schools in the said township of York as in the case of a rural board.

Name of board.

(4) The board of separate school trustees for the township of York shall be a corporation by the name of "York Township Separate School Board" hereinafter referred to as the school board.

Elections.

(5) There shall be an election of members of the said board for the year 1934 and for each year thereafter and sections 38 to 42 inclusive of *The Separate Schools Act* shall apply to the elections of the said board.

(6) A person appointed by the inspector shall be the returning officer at the first election and shall perform the duties of secretary in respect thereto.

(7) Of the trustees elected at the first election the three trustees first elected shall hold office for two years and the two remaining trustees shall hold office for one year.

(8) After the first election an election shall be held in each year to fill the place of the trustees whose terms of office shall have expired and the trustees elected shall hold office for two years.

(9) Upon the election and organization of the school board, all the property, real and personal, vested in the board of any existing school section shall be vested in and become the property of the school board.

(10) The school board shall be responsible for and discharge all liabilities and obligations of each of the boards of trustees of the Roman Catholic separate schools in each school section included in the township of York, and the indebtedness of the board of trustees of the Roman Catholic separate school of any school section shall be provided for by a general rate levied upon all property liable to taxation for separate school purposes in the said township.

(11) Notwithstanding the provisions of this section, sub-section 1 of section 6 of *The Township of York Act, 1932*, shall apply until the 31st of December, 1937. The said legislative grants shall be paid as if the said township had continued to be divided into rural separate school sections.

(12) When and as long as the municipal council of the township of York avails itself of the powers and rights conferred by section 3 of *The Township of York Act, 1932*, the said school board may levy its rates on the assessable property of its supporters other than the assessments of income.

3.—(1) The public library board of public school section No. 28 of the township of York incorporated under the provisions of *The Public Libraries Act* is hereby continued as a corporate body under the name "Mount Dennis Public Library Board."

(2) Except as hereinafter provided all the provisions of *The Public Libraries Act* applicable to a public library established in a rural school section and to a public library board in which is vested the management, regulation and control of such a library shall continue to apply to the Mount Dennis

Public Library Board and to the said library as though rural school section No. 28 for the township of York had not ceased to exist as a separate school section.

Library
board.

(3) The Mount Dennis Public Library Board shall be composed of five persons resident in the district which in the year 1932 comprised public school section No. 28 of the township of York, all of whom shall be appointed annually by the council of the corporation of the township of York at the first meeting of the said council after the first day of January in each year or so soon as may be thereafter.

Library
rate.

(4) The special rate required to be levied by the council of the said municipality to provide the amount estimated by the said board for the purposes mentioned in section 38 of *The Public Libraries Act* shall be levied and assessed in each year in addition to all other rates and assessments against the rateable property in that district of the township of York which in the year 1932 comprised public school section No. 28 of the township of York.

Confirma-
tion of
school
award.

4.—(1) Pursuant to the award made by the arbitrators appointed by by-law of the council of the said corporation under the provisions of section 5 of *The Township of York Act, 1932*, the council of the said corporation shall in addition to all other rates for public school purposes levy annually in each of the years 1933, 1934 and 1935 the amounts hereinafter specified against the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, namely,—

Public School Section No. 35. An annual amount equivalent to 5.0 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 24. An annual amount equivalent to 3.5 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 15. An annual amount equivalent to 3.4 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

Public School Section No. 13. An annual amount equivalent to 0.3 mills in the dollar on the last revised assessment made in the year 1932 for the purpose of taxation in the year 1933 of the property assessable for public school purposes in such school section.

(2) The amount of unexpended balances to the credit of ^{Disposition of balances.} each of the rural public school sections of the said township as of the 25th day of December, 1932, (after payment of all outstanding claims and liabilities, except in respect to debentures and interest thereon), shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area, in three instalments in the levy to be made by the council of the said corporation in each of the years 1933, 1934 and 1935 for public school purposes in such manner that the general rate levied throughout the township for public school purposes in each of the said areas shall be reduced in the areas formerly comprising the said several sections by the amount to the credit thereof as aforesaid, provided, however, that such credits shall be made as and when the outstanding arrears of taxes included in such unexpended balances shall have been paid.

(3) The amount of all instalments of principal and interest ^{Credits for pre-levies.} not due but levied for as at the 31st day of December, 1932 in respect of debentures issued for public school purposes in the several public school sections shall be credited to the lands assessable for public school purposes in the several public school sections as they existed immediately prior to the formation of the township public school area in the levy made by the council of the said corporation in the year 1933, so that the general rate levied throughout the township for public school purposes in each of the said areas in the said year 1933 shall be reduced accordingly.

(4) The proceeds of an issue of debentures for the principal ^{Credit to Section No. 25.} sum of \$10,000 authorized by By-law No. 11229 passed by the council of the said corporation on the 29th day of December 1932 on the application of the trustees of public school section No. 25 of the said township, shall be credited to the lands assessable for public school purposes in the said public school section No. 25 as it existed immediately prior to the formation of the township public school area in the next levy made by the council of the said township after the said debentures are sold or otherwise realized upon.

5.—(1) All sales of land within the township of York made ^{Tax sales and conveyances confirmed.} prior to the 31st day of December, 1931, which purport to

have been made by the said corporation or by its treasurer for arrears of taxes in respect to the lands so sold are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation shall have the effect of vesting the lands so sold or conveyed or purporting to be sold or conveyed in the purchaser thereof or his heirs or assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were sold.

Pending
litigation
protected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Prohibition
of pits and
quarries.

6.—(1) The council of the said corporation may pass by-laws for prohibiting the making of pits and quarries in the municipality or any defined section thereof, or regulating the location of them.

(2) The provisions of every such by-law may be enforced in the same way and to the same extent as a by-law passed under the authority of *The Municipal Act*, and the making or locating of a pit or quarry in contravention of the by-law in addition to any other remedy may be restrained by action at the instance of the corporation.

(3) No such by-law shall have any force or effect until the same shall have been approved by the Ontario Municipal Board.

Application
of Rev. Stat.,
c. 238, ss.
20 and 137.

7. For the purposes of sections 20 and 137 of *The Assessment Act* the township of York shall be deemed a city, and the said sections shall be read and construed accordingly.

Tax
exemption
for new
dwellings.

8. The corporation of the township of York may by by-law, which for its validity shall not require the assent of the electors of the said township qualified to vote on money by-laws exempt wholly or partially from municipal taxation, except taxation for school purposes and local improvements, for the whole or any part of the period of five years next ensuing from and after the first day of January, 1933, all new dwelling-houses erected in the said township during the said period.

9. By-law No. 11243 of the council of the said corporation passed on the 6th day of March, 1933, entitled "A by-law to credit Public School Section No. 29 of the Township of York with the sum of \$195.84" is hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof. By-law
No. 11243
confirmed.

10. By-law No. 11248 of the municipal corporation of the township of York passed on the 6th day of March, 1933, entitled "A By-law to authorize the remission of rates imposed for sewers on lands which cannot be served by sewers," is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof. By-law
No. 11248
confirmed.

11. The by-laws and agreements referred to in schedule "A" hereto, granting fixed assessments for lands and buildings except for school purposes and local improvement rates for a period of ten years from the 1st day of January, 1933 are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof and as to the agreements upon the respective parties thereto. By-laws
and agree-
ments
confirmed.

12.—(1) The following by-laws passed by the council of the said corporation and all debentures to be issued thereunder and all rates and assessments to be levied for the payment thereof as provided in the said by-laws are hereby ratified and confirmed and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, namely: By-laws,
debentures,
etc.,
confirmed.

- (a) By-law No. 11229 being "A by-law to raise by way of loan the sum of \$10,000 for the purposes of enabling the trustees of School Section No. 25 to refund to maintenance account the moneys disbursed therefrom on capital account in connection with additions made to Humewood Public School in the said section."
- (b) By-law No. 11259 being "A by-law to provide for the borrowing of \$33,383.50 upon debentures to pay for the construction of certain concrete sidewalks upon the streets and between the points as set out in schedule "A" thereto attached."
- (c) By-law No. 11260 being "A by-law to provide for the borrowing of \$104,390.28 upon debentures to pay for the construction of 6" cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."

- (d) By-law No. 11261 being "A by-law to provide for the borrowing of \$26,497.13 upon debentures to pay for the construction of cast-iron water mains in the streets and between the points as set out in schedule "A" thereto attached."
- (e) By-law No. 11262 being "A by-law to provide for the borrowing of \$209,979.02 upon debentures to pay for the construction of certain sewers in the streets and between the points as set forth in schedule "A" thereto attached."
- (f) By-law No. 11263 being "A by-law to provide for the borrowing of \$293,551.71 upon debentures to pay for the construction of certain pavements on the streets and between the points as set out in schedule "A" thereto attached."
- (g) A By-law No. 11,267, being "A by-law to provide for the borrowing of the sum of \$24,385.00 to complete the cost of the construction of the sewerage system and sewerage disposal works in and for that portion of the municipality defined and set apart as St. Clair Sewerage Area No. 1."
- (h) By-law No. 11,268, being "A by-law to provide for borrowing \$37,385.18 upon debentures to pay for the cost of the construction of force mains, storm sewers, and pump house and equipment for the benefit of the St. Clair Sewerage Area No. 1."
- (i) By-law No. 11,269, being "A by-law to provide for the borrowing of \$92,313.68 upon debentures to pay for the cost of the construction, portion of maintenance of pump house, pumps and equipment for the benefit of St. Clair Sewerage Area No. 1."

Provisions of 1932, c. 96, s. 9, subs. 7, *Township of York Act, 1932*, shall not apply to debentures not applicable. (2) The provisions of subsection 7 of section 9 of *The Township of York Act, 1932*, shall not apply to debentures authorized by any of the by-laws mentioned in this section.

Commence-
ment of Act. **13.** This Act, other than section 5 shall come into force on the day upon which it receives the Royal Assent. Section 5 shall come into force on the 1st day of July, 1933.

SCHEDULE "A"

By-law No.	Date of Agreement	Party of First Part	Party of Second Part
11245	February 21st, 1933	The Corporation of the Township of York	Patons & Baldwins Limited
11246	" "	The Corporation of the Township of York	Ferranti Electric Limited
11247	" "	The Corporation of the Township of York	Firstbrook Boxes Limited
11250	" "	The Corporation of the Township of York	Burt Business Forms Limited
11251	" "	The Corporation of the Township of York	Riley Engineering & Supply Company, Limited

BILL

An Act respecting the Township of York.

1st Reading

March 7th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. PRICE (York West)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Cornwall.

MR. MCNAUGHTON

(PRIVATE BILL)

No. 44

1933

BILL

An Act respecting the Town of Cornwall.

Preamble.

WHEREAS the corporation of the town of Cornwall has by its petition represented that the said corporation and Powdrell & Alexander of Canada Limited have entered into an agreement for the establishment of an industry on the lands hereinafter described, and that the said corporation has passed By-law No. 8, 1933, confirming the said agreement and has prayed for special legislation that the said by-law and agreement be confirmed so that the said corporation may purchase the said lands for the said industry and grant a fixed assessment to the said company in accordance with the said agreement and to annex to the town of Cornwall the said lands; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Cornwall Act, 1933*.

By-law and agreement confirmed.

2. By-law No. 8, 1933, of the corporation of the town of Cornwall confirming the said agreement dated the 17th day of February, 1933, between the said corporation and Powdrell & Alexander Company of Canada Limited and the said agreement are and each of them is hereby ratified, confirmed, and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, and the said corporation is hereby authorized and empowered to do all acts and things necessary for the due fulfillment and proper carrying out of the said by-law and agreement.

Annexation of part of township to town.

3.—(1) That part of lot number 12 in the first concession of the township of Cornwall described as follows: "Commencing at a concrete monument planted at the northeasterly corner of the subdivision of Fairview (intersection of the north side of Fourth Street and west side of Cumberland Street); thence south sixty-eight degrees ten minutes west

along the northern boundary of Fairview a distance of seven hundred and fifteen and one-half feet to the eastern boundary of the subdivision of Laffleshville; thence north thirty-one degrees west along the eastern boundary of Laffleshville a distance of five hundred and thirty-four and one-half feet; thence north sixty-eight degrees two minutes east along the south side of Fifth Street produced a distance of eight hundred and five feet to the westerly side of Cumberland Street; thence southerly along the westerly side of Cumberland Street a distance of five hundred and thirty feet to the place of beginning, containing nine and one-quarter acres," is hereby detached from the said township of Cornwall and is annexed for all purposes to the town of Cornwall.

Adjustment
on
annexation.

(2) There shall be an adjustment of assets and liabilities between the said town and the said township in respect of the annexation of the said land in accordance with the provisions of *The Municipal Act*.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Cornwall.

1st Reading

2nd Reading

3rd Reading

MR. MCNAUGHTON

(Private Bill)

No. 44

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Cornwall.

MR. MCNAUGHTON

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALL
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 44

1933

BILL

An Act respecting the Town of Cornwall.

Preamble.

WHEREAS the corporation of the town of Cornwall has by its petition represented that the said corporation and Powdrell & Alexander of Canada Limited have entered into an agreement for the establishment of an industry on the lands hereinafter described, and that the said corporation has passed By-law No. 8, 1933, confirming the said agreement and has prayed for special legislation that the said by-law and agreement be confirmed so that the said corporation may purchase the said lands for the said industry and grant a fixed assessment to the said company in accordance with the said agreement and to annex to the town of Cornwall the said lands; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Cornwall Act, 1933*.

By-law and
agreement
confirmed.

2.—(1) Subject to the provisions of subsection 2 by-law No. 8, 1933, of the corporation of the town of Cornwall confirming the said agreement dated the 17th day of February, 1933, between the said corporation and Powdrell & Alexander Company of Canada Limited and the said agreement are and each of them is hereby ratified, confirmed, and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, and the said corporation is hereby authorized and empowered to do all acts and things necessary for the due fulfillment and proper carrying out of the said by-law and agreement.




Agreement
amended.

(2) The said agreement is amended by adding thereto the following clause:

(6a) Provided always that in each year after the second the said fixed assessment and freedom from liability shall be conditional upon the Company having

operated during the preceding year so as to give employment to at least fifty persons for at least six months, or the equivalent of such employment, and provided further that the said fixed assessment and freedom from liability shall not attach to any dwelling houses built on the said site, nor to any portion of said site sold or leased by the company to any other person,

and the said agreement shall be construed accordingly. 

Annexation
of part of
township to
town.

3.—(1) That part of lot number 12 in the first concession of the township of Cornwall described as follows: "Commencing at a concrete monument planted at the northeasterly corner of the subdivision of Fairview (intersection of the north side of Fourth Street and west side of Cumberland Street); thence south sixty-eight degrees ten minutes west along the northern boundary of Fairview a distance of seven hundred and fifteen and one-half feet to the eastern boundary of the subdivision of Lafleshville; thence north thirty-one degrees west along the eastern boundary of Lafleshville a distance of five hundred and thirty-four and one-half feet; thence north sixty-eight degrees two minutes east along the south side of Fifth Street produced a distance of eight hundred and five feet to the westerly side of Cumberland Street; thence southerly along the westerly side of Cumberland Street a distance of five hundred and thirty feet to the place of beginning, containing nine and one-quarter acres," is hereby detached from the said township of Cornwall and is annexed for all purposes to the town of Cornwall.

Adjustment
on
annexation.

(2) There shall be an adjustment of assets and liabilities between the said town and the said township in respect of the annexation of the said land in accordance with the provisions of *The Municipal Act*.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Cornwall.

1st Reading

March 7th, 1933

2nd Reading

3rd Reading

MR. MCNAUGHTON

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Cornwall.

MR. MCNAUGHTON

No. 44

1933

BILL

An Act respecting the Town of Cornwall.

Preamble.

WHEREAS the corporation of the town of Cornwall has by its petition represented that the said corporation and Powdrell & Alexander of Canada Limited have entered into an agreement for the establishment of an industry on the lands hereinafter described, and that the said corporation has passed By-law No. 8, 1933, confirming the said agreement and has prayed for special legislation that the said by-law and agreement be confirmed so that the said corporation may purchase the said lands for the said industry and grant a fixed assessment to the said company in accordance with the said agreement and to annex to the town of Cornwall the said lands; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Cornwall Act, 1933*.

By-law and agreement confirmed.

2.—(1) Subject to the provisions of subsection 2 by-law No. 8, 1933, of the corporation of the town of Cornwall confirming the said agreement dated the 17th day of February, 1933, between the said corporation and Powdrell & Alexander Company of Canada Limited and the said agreement are and each of them is hereby ratified, confirmed, and declared to be legal, valid and binding on the said corporation and the ratepayers thereof, and the said corporation is hereby authorized and empowered to do all acts and things necessary for the due fulfillment and proper carrying out of the said by-law and agreement.

Agreement amended.

(2) The said agreement is amended by adding thereto the following clause:

(6a) Provided always that in each year after the second the said fixed assessment and freedom from liability shall be conditional upon the Company having

operated during the preceding year so as to give employment to at least fifty persons for at least six months, or the equivalent of such employment, and provided further that the said fixed assessment and freedom from liability shall not attach to any dwelling houses built on the said site, nor to any portion of said site sold or leased by the company to any other person,

and the said agreement shall be construed accordingly.

3.—(1) That part of lot number 12 in the first concession of the township of Cornwall described as follows: "Commencing at a concrete monument planted at the northeasterly corner of the subdivision of Fairview (intersection of the north side of Fourth Street and west side of Cumberland Street); thence south sixty-eight degrees ten minutes west along the northern boundary of Fairview a distance of seven hundred and fifteen and one-half feet to the eastern boundary of the subdivision of Laffeshville; thence north thirty-one degrees west along the eastern boundary of Laffeshville a distance of five hundred and thirty-four and one-half feet; thence north sixty-eight degrees two minutes east along the south side of Fifth Street produced a distance of eight hundred and five feet to the westerly side of Cumberland Street; thence southerly along the westerly side of Cumberland Street a distance of five hundred and thirty feet to the place of beginning, containing nine and one-quarter acres," is hereby detached from the said township of Cornwall and is annexed for all purposes to the town of Cornwall.

Annexation
of part of
township to
town.

(2) There shall be an adjustment of assets and liabilities between the said town and the said township in respect of the annexation of the said land in accordance with the provisions of *The Municipal Act*.

Adjustment
on
annexation.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

BILL

An Act respecting the Town of Cornwall.

1st Reading

March 7th, 1933

2nd Reading

March 22nd, 1933

3rd Reading

March 29th, 1933

MR. MCNAUGHTON

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Hairdressers and Barbers.

MR. NESBITT

(PRIVATE BILL)

No. 45 .

1933

BILL

An Act respecting Hairdressers and Barbers.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Hairdressers and Barbers Regulation Act, 1933.*

Interpreta- **2.** In this Act,—
tion.

"Barber and
hair-
dresser."

(a) "Barber and hairdresser" shall mean a person who has a trade and for himself or for another person shampoos, gives facials, scalp massage, scalp treatments, cuts hair, shaves, manicures, permanent waves, marcelles or performs other work pertaining to the hairdressing and barbering trade;

"Board."

(b) "Board" shall mean the Board of Governors appointed under this Act;

"Minister."

(c) "Minister" shall mean the member of the Executive Council for the time being charged with the administration of this Act;

"Regula-
tions."

(d) "Regulations" shall mean regulations made under this Act.

Board of
governors,
constitution
and powers.

3.—(1) The Lieutenant-Governor in Council shall appoint a board of governors composed of five persons, one master hairdresser (female), one master barber, one master hairdressers' assistant, one master barbers' assistant, and one master hairdresser (male), which shall have power to make rules for the purpose of controlling the hairdressers and barbers in the Province of Ontario.

Term of
office.

(2) The first members of the board shall, subject to the pleasure of the Lieutenant-Governor, hold office for the following terms: the first appointee, one year; the second appointee, two years; the third appointee, three years; the

EXPLANATORY NOTES

The principal purpose of this Bill is to create a Board of Governors who will have control over the occupation of barbers and hairdressers in such a manner that only such persons as are licensed by the board will be able to engage either as barbers or hairdressers in the trade.

Section 3. The board of governors is to be appointed by Order-in-Council and to be composed of five persons, and after the first appointment to hold office for five years.

Vacancies in the board are to be filled by Order-in-Council.

fourth appointee, four years; the fifth appointee, five years. All subsequent members of the board shall be appointed by the Lieutenant-Governor in Council, and shall, subject to the pleasure of the Lieutenant-Governor, hold office for the term of five years and until their respective successors in office are appointed.

Appoint-
ment in case
of resigna-
tion or death.

(3) In the event of the resignation or death of any member of the board, or vacancy therein from any other cause, the Lieutenant-Governor in Council may appoint a successor for the unexpired time.

Quorum.

4. Any three members of the board shall form a quorum.

Secretary.

5. The board shall appoint one of its members to be chairman and another member to be secretary thereof.

Register.

6. The secretary shall keep a register in which shall be entered the name of every person to whom a license is granted under this Act, the date at which the same is granted, and also his place of residence and business at the time of application for a license.

Regulations.

7. The board, with the approval of the Lieutenant-Governor in Council, may from time to time make regulations,—

- (a) for the granting of licenses to applicants under this Act, and as to the evidence to be furnished of their freedom from communicable disease, and of their training and experience;
- (b) determining the duration of such licenses and the method of renewal for same;
- (c) fixing the fees to be paid by applicants for any license or renewal thereof;
- (d) prescribing the cause for which any license may be revoked, cancelled or suspended;
- (e) for the appointment of examiners or boards of examiners to enquire into and report to the board upon the qualifications of applicants for licenses;
- (f) fixing the fees or other remuneration and expenses to be paid to the members and staff or employees of the board.

Applicant,—
rules as to.

8.—(1) Every person who is a barber or hairdresser at the time of the passing of this Act, and applies to the board for

Section 6. The register referred to in this section will contain the record of all licensed barbers and hairdressers in Ontario.

Section 7. It is necessary that the board have power to make regulations so as to enable it to exercise its jurisdiction in a proper manner.

All regulations must be approved by Order-in-Council.

Section 8. Provision is made in this section so that every person who is now a hairdresser or barber in the trade may obtain a license under the Act on filing proof as to freedom from disease, etc.

In future all other persons who desire to become barbers or hairdressers must obtain a license from the board.

a license on or before the 1st day of July, 1933, shall upon furnishing such evidence of freedom from communicable disease and of experience as the board may require, and upon payment of the prescribed fee, be entitled to receive a license from the board.

(2) Any other person who desires to carry on the trade of or be employed as a barber or hairdresser shall make application for a license in accordance with the regulations.

Appeal from
decision of
board.

9.—(1) The board by the unanimous vote of all the members may, upon such evidence and after such hearing as the regulations may prescribe, suspend or revoke any license.

Appeal to
Minister.

(2) Any person aggrieved by the decision of the board may appeal therefrom to the Minister after such notice as the Minister may prescribe, and the decision of the Minister shall be final.

Supervision
or revocation
of license by
board.

(3) The board shall forthwith suspend or revoke any license which the Department of Health for Ontario has directed to be suspended or revoked under the regulations made under section 13.

By
Minister.

(4) The Minister may at any time suspend or revoke a license.

Report to
Minister.

10. The board shall on or before the 15th day of January in every year, make to the Minister a report in writing for the year ending on the 31st day of December of the previous year showing,—

- (a) the number of licenses granted by it during the preceding year and the persons to whom granted;
- (b) the number of applications refused by it during the preceding year and the causes for refusing same;
- (c) the number of licenses revoked, cancelled or suspended during the preceding year, and the causes for same;
- (d) the revenues and the expenditures of the board;
- (e) such other matters as may be directed by the Minister or by the Lieutenant-Governor in Council.

Audits of
receipts and
expendi-
tures.

11. The receipts and expenditures of the board shall be audited by a chartered accountant, and the fees, salary, or other remuneration and expenses paid to the members of the board shall be paid out of its revenues.

Section 9. This section gives the board disciplinary powers over barbers and hairdressers and in proper cases their licenses may be suspended or revoked. An appeal can be taken to the Minister from any decision of the board.

Provision is also made for dealing with licenses of barbers and hairdressers who offend against the health regulations, and the Minister as final arbiter is also given power to suspend or revoke a license.

Section 10. This section provides for the submission of an annual report by the board so that a public record is obtained of the board's transactions.

Certificates
to be
exposed to
view.

12. A license held by any person under this Act shall at all times be exposed to view in the place of business of such person, or in the place of business in which they are employed, and failure to keep such license so displayed shall, *prima facie*, be evidence that such person is not licensed under this Act.

Regulations
of Depart-
ment of
Health.

13. The Department of Health, subject to the approval of the Lieutenant-Governor in Council, may make regulations,—

- (a) prescribing the sanitary precautions to be used by barbers and hairdressers;
- (b) prescribing the method of sterilizing or cleaning any articles kept or used in a barber shop or hairdressing establishment or in the occupation of a barber or hairdresser;
- (c) prescribing the conditions in which barbers or hairdressers shall keep their person and clothing while engaged in their occupation;
- (d) regulating or prohibiting the treatment by barbers and hairdressers of dead bodies or of persons who are suffering from any communicable disease;
- (e) prescribing the penalties incurred for violation of any regulations made under this section and for the suspension or revocation of the license of any barber or hairdresser found guilty of such violation.

Enforce-
ment of
regulations.

14.—(1) The regulations made under section 13 shall in each municipality be enforced by the local board of health and medical officer of health.

(2) A copy of the regulations made under section 13 shall be delivered or transmitted by the board to every licensed barber or hairdresser who shall display such copy in a prominent place in the shop in which they carry on their business.

(3) This Act and the regulations passed thereunder shall not apply to any municipality having a population of less than one thousand.

Persons
prohibited.

15.—(1) No barber or hairdresser who has any form of tuberculosis, or venereal disease, or any contagious or infectious disease shall carry on his business, and no license or renewal thereof shall be granted to any such barber or hairdresser.

(2) Every person who knowingly contravenes the provisions of subsection 1 shall incur a penalty not exceeding \$50.

Section 12. This section is for the protection of the public by requiring that barbers' and hairdressers' licenses must be exhibited in their shops.

Section 13. Provision is made for the Department of Health issuing regulations dealing with matters of sanitation in barber shops and hairdressing establishments.

Section 14. This section will enable the local health authorities to enforce the regulations in the same manner as other health regulations.

Section 15 is for public protection.

Inspection.

16. Any member of the board, officer of the Department of Health for Ontario, medical officer of health, inspector of a local board of health, and other persons appointed with the approval of the said Department of Health by the board may enter the place of business of any barber or hairdresser and make such inspection thereof as may be necessary to determine whether the provisions of this Act and the regulations are being complied with.

Penalty for interfering.

17. Any person who interferes with or obstructs a member of the board, or other officer, inspector or person mentioned in section 16 in the exercise of the powers conferred on him by this Act shall be guilty of an offence and shall incur a penalty not exceeding \$200.

Penalties.

18. After the 1st day of September, 1933, every person who, not being the holder of a license issued by the board, or a renewal thereof, carries on business or is employed as a barber or hairdresser or who uses any signs, letters or any other means of advertising himself as a barber or hairdresser or who during the time his license is suspended or after the same has been revoked under the provisions of this Act carries on business or is employed as a barber or hairdresser, shall incur a penalty not exceeding \$25 for each and every offence.

Penalties,—
how recover-
able. Rev.
Stat., c. 121.

19. The penalties provided by this Act shall be recoverable under *The Summary Convictions Act*.

Suspension
or revocation
of license.
Rev. Stat.,
c. 120.

20. *The Public Authorities Protection Act* shall apply to the members and officers of the board.

Rev. Stat.,
c. 262, s. 87a
(1930, c. 52,
s. 3),
repealed.

21. Section 87a of *The Public Health Act* as enacted by section 3 of *The Public Health Act, 1930*, and amended by section 8 of *The Public Health Act, 1931*, is repealed.

Date of
commence-
ment.

22. This Act shall come into force on the day upon which it receives the Royal Assent.

Section 16 provides the necessary authority for inspection of barber shops and hairdressing establishments.

Sections 17, 18 and 19 make adequate but reasonable provision for penalties.

Section 20. The members and officers of the board having a duty cast upon them to exercise their authority for the protection of the public are given the same protection as other public officials.

Section 21. With the enactment of this Act it is no longer necessary that local by-laws be passed to regulate sanitary matters in barber shops and hairdressing establishments.

BILL

An Act respecting Hairdressers and Barbers.

1st Reading

2nd Reading

3rd Reading

MR. NESBITT

(Private Bill)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Hairdressers and Barbers.

MR. NESBITT

No. 45

1933

BILL

An Act respecting Hairdressers and Barbers.

Preamble.

WHEREAS the Ontario Master Hairdressers' and Barbers' Association has by its petition prayed for legislation in respect to the matters herein set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Ontario Hairdressers' and Barbers' Association Act, 1933*.

Interpretation.

2. In this Act,—

"Association."

(a) "Association" shall mean the Association of Registered Hairdressers and Barbers of Ontario;

"Council."

(b) "Council" shall mean the council of the Association;

"Member."

(c) "Member" shall mean a registered member of the Association;

"Registrar."

(d) "Registrar," shall mean the registrar of the Association;

"Secretary."

(e) "Secretary" shall mean the secretary or the secretary-treasurer of the Association.

What shall constitute association.

3.—(1) All persons registered as hairdressers, barbers, hairdressers' assistants or barbers' assistants under the provisions of this Act shall constitute the "Association of Registered Hairdressers and Barbers of Ontario," and shall be a body corporate.

Head office.

(2) The head office of the Association shall be at the city of Toronto.

Power to acquire and hold property.

(3) The Association may purchase, take and possess for the purposes of the association, but for no other purpose,

and after acquiring the same may sell, mortgage, lease and otherwise dispose of any real and personal property.

Fees,
fines, etc.

(4) All fees and other revenues receivable under this Act shall belong to the Association.

Investment
of moneys.

(5) The council may, in the name of the association, invest any of its moneys in such securities as trustees may properly invest in, and the income derived therefrom shall form part of the ordinary income of the Association.

By-laws.

4.—(1) Subject to the approval of the Lieutenant-Governor in Council, the Association may pass by-laws for,—

- (a) the government and discipline of its members and their suspension or expulsion from the Association;
- (b) the conduct and management of its affairs and property;
- (c) the council, its constitution, election, vacancies therein, and its powers, duties and proceedings;
- (d) the appointment, powers and duties of boards of examiners for admission of applicants to registration;
- (e) the examination and admission of applicants for registration;
- (f) the powers and duties of its officers;
- (g) the fees for examinations and the annual fees for membership in the Association;
- (h) the register of members and the keeping of the same;
- (i) the meetings of the Association, council and boards of examiners;
- (j) the establishment of local branches of the Association and their functions and powers;
- (k) all such other purposes as may be necessary for carrying out the objects of this Act and of the Association.

Approval
of by-laws.

(2) Every by-law before being submitted for approval by the Lieutenant-Governor in Council shall first be adopted by the Association at an annual or special general meeting thereof, and no by-law shall be adopted, amended, varied or repealed at any such meeting unless notice of the intention to

deal with the same, and a copy of every proposed by-law or amendment thereto or variation thereof has first been given by the secretary at least fourteen days before such meeting to each member by letter posted to him at his last address shown in the register.

Classification.

5.—(1) For the purposes of representation upon the council and for registration, and for such purposes only as are hereinafter set out, the membership of the Association shall be subdivided into the following branches: hairdressers, barbers, hairdressers' assistants and barbers' assistants.

Member may register in all branches.

(2) Each member may register in all branches for which he can submit satisfactory credentials, provided, however, that he shall vote in only one such branch according to his own selection, but may transfer his vote to some other branch in which he is registered upon the approval of the council.

Council.

6.—(1) The council shall be composed of eleven persons who shall be British subjects, members of the Association and who have resided and carried on or been employed in the trade of hairdresser or barber in Ontario for at least five years.

Quorum.

(2) Any six members of the council shall form a quorum.

Members to be elected annually.

(3) The members of the council shall be elected annually by sealed ballot in the manner provided by the by-laws of the Association.

Qualification of members of council.

(4) Every by-law relating to the council and the election thereof shall provide that of the council five members shall be hairdressers elected from the hairdressers' branch, four members shall be barbers elected from the barbers' branch, one member shall be a hairdresser's assistant elected from the hairdressers' assistants branch, and the remaining member shall be a barber's assistant elected from the barbers' assistants branch.

Term of office.

(5) The members of the council shall hold office until their successors are elected.

Date of first election.

(6) The first election of the council shall be held and completed not later than the 20th day of February, 1934.

President and vice-president.

7.—(1) The council shall appoint annually one of its members as president and may appoint from its members a vice-president.

Not to be
from same
branch.

(2) In any year in which the president is a member who is a hairdresser, the vice-president shall be one of the members who is a barber, or *vice versa*.

Registrar
and
secretary.

(3) The council shall appoint a registrar and a secretary and may appoint such other officers as may be deemed necessary for the purposes of the Association, all of whom shall hold office during the pleasure of the council.

Annual
meeting.

8.—(1) The annual general meeting of the association shall be held on the third Tuesday of February in each year at such place as the council may appoint.

Special
general
meeting.

(2) A special general meeting of the association may be held at any time upon resolution of the council and shall be held within thirty days after the request made in writing therefor by not less than twenty per centum of the members in good standing.

Notice to
be given of
meetings.

(3) Notice of the annual and of a special general meeting shall be given by the Secretary at least fourteen days before such meeting to each member by letter posted to him at his last address as shown in the register.

Voting by
proxy.

(4) The by-laws of the Association may provide for members voting by proxy at any annual or special general meeting of the Association, provided the proxy is also a member.

Control
over
registration
of members.

9.—(1) Subject to the provisions of this Act, the members of the council representing the hairdressers and hairdressers' assistants' branches shall control the registration of members in such branches, their government and discipline and their suspension or expulsion from the Association.

(2) Subject to the provisions of this Act, the members of the council representing the barbers and barbers' assistants' branches shall control the registration of members in such branches, their government and discipline, and their suspension or expulsion from the Association.

Qualification
for member-
ship.

10. Any person residing in Ontario who for not less than one year prior to the passing of this Act has carried on or been employed as an assistant in the trade of hairdresser or barber shall, without examination, be entitled to be registered as a member in the branch or branches for which he qualified, provided that such person shall apply for registration as a member not later than the 31st day of December, 1933, and produces satisfactory evidence of having been so engaged.

Statement
to be
submitted
to council.

11.—(1) Any person residing in Ontario not entitled to admission under the provisions of section 10 who applies for

membership in the Association and any person residing in Ontario so entitled but who applies for membership after the 31st day of December, 1933, shall submit to the council with his application a statement giving a summary of his experience as a hairdresser or barber or as a hairdresser's or barber's assistant, which statement shall be made upon the forms prescribed by the council.

Oath.

(2) The council may require the applicant for membership to prove the correctness of the statement made with his application by attesting the same under oath.

Admission
to member-
ship.

(3) If the evidence of experience as submitted by the applicant is considered satisfactory by members of the council representing the hairdressers' and hairdressers' assistants' branches or the barbers' and barbers' assistants' branches as the case may be, applicant shall be admitted to membership after successfully passing the prescribed examination or, in lieu of such examination, upon submission of evidence satisfactory to the members of the council representing such branches, respectively.

In British
Empire or
United
States.

12. Any person who may come to reside in Ontario and who at the time is a duly registered member of an association of barbers or hairdressers in any province of the Dominion of Canada or in other parts of the British Empire or in the United States of America similarly constituted to this Association, and which grants reciprocal privileges, may upon application made to council be admitted to membership in the Association upon producing a certificate of membership in such other association or institute.

Persons
with certain
diseases
prohibited.

13. No person who has any form of tuberculosis or venereal, contagious or infectious disease shall be registered as a member, and every person applying for membership in the Association shall furnish such medical certificate of freedom therefrom as the by-laws of the Association may prescribe.

Violation of
sanitary
provisions.

14. A member who is guilty of violation of any provision respecting sanitation in hairdressing or barber shops and premises, or sanitary precautions to be observed by hairdressers and barbers under the provisions of *The Public Health Act* or regulations made thereunder, shall upon notice in writing from the Department of Health for Ontario forthwith be dealt with by the Association as such notice may require.

Rev. Stat.,
c. 262.

Who may
use title.

15. Only such persons as are members shall be entitled within Ontario to take and use the title "registered hairdresser," "registered barber," "registered hairdresser and barber," "registered hairdresser's assistant" or "registered barber's assistant," or any abbreviation thereof.

Age
requirement.

16. Notwithstanding any other provision of this Act, no person who is a hairdresser or barber shall be registered as a member until he has attained the age of twenty-one years, and no person who is a hairdresser's assistant or barber's assistant shall be registered as a member until he has attained the age of eighteen years.

Board of
examiners.

17.—(1) The council shall annually appoint one board of examiners for the hairdressers' and hairdressers' assistants branches from nominations made by members of council representing such branches, and one board of examiners for the barbers' and barbers' assistants' branches from nominations made by members of council representing such branches.

Examina-
tions to be
held in
accordance
with
by-laws.
When
applicant
fails.

(2) Examinations of applicants for membership in the association shall be held in accordance with the by-laws.

(3) An applicant failing to qualify on examination may after an interval of not less than nine months apply to be again examined.

Certificate
of member-
ship.

18.—(1) The registrar shall issue a certificate of membership to each member, such certificate to be signed by the president or vice-president, and by the registrar, and shall bear the seal of the Association. It shall also state the branch or branches in which the member is admitted.

Names of
members to
be enrolled
in register.

(2) The registrar shall enroll in the register provided by the council the names of all members.

Register to
be correct.

(3) The registrar shall keep the register correct and in accordance with the provisions of this Act and the by-laws of the Association.

Where name
erased from
register.

(4) Any member whose name has been erased from the register shall not be entitled to any of the rights and privileges conferred by the provisions of this Act until he has been re-admitted as a member.

Evidence of
registration.

(5) The certificate of registration under the seal of the Association shall be *prima facie* evidence of registration.

Penalty
for use of
title by
unregistered
person.

19. Every person who, not being a member applies to himself the title of or term "registered hairdresser," "registered barber," "registered hairdresser and barber," "registered hairdresser's assistant" or "registered barber's assistant" or any addition to or abbreviation of such title or term, or of any words, name or designation that will lead to the belief that he is a member or who advertises or holds himself out in any way or by any means as a member shall incur a

penalty of not more than \$25 for the first offence, and of not less than \$25 nor more than \$100 for any subsequent offence.

Wilful
falsification
of register.

20. If the registrar makes or causes to be made wilful falsification of the register, or in matters connected therewith, he shall incur a penalty of not less than \$100.

Fraudulent
representa-
tion as to
qualifications
for member-
ship.

21. Any person who wilfully procures or attempts to procure for himself registration as member by making, producing or causing to be made or produced any fraudulent representation or declaration, either verbal or written, and any person knowingly aiding and assisting him therein, shall incur a penalty of not less than \$50.

Penalties,
how
recoverable.
Rev. Stat.,
c. 121.

22. Every penalty imposed by this Act or by the by-laws of the Association shall be recoverable under *The Summary Convictions Act*.

Limit of
time for
commence-
ment of
proceedings.

23. No proceedings shall be commenced for any violation of the provisions of this Act or the by-laws of the Association after one year from the date of the committing of such violation.

Provisional
council.

24.—(1) The Lieutenant-Governor in Council shall appoint a provisional council of the Association, to be composed of not less than five and not more than eleven persons, all of whom shall hold office during pleasure and until the first council is elected under the provisions of this Act.

Vacancy.

(2) If a vacancy occurs in the provisional council it shall be filled by the Lieutenant-Governor in Council who shall notify the secretary of the provisional council of such appointment.

To provide
register, etc.

25.—(1) The provisional council shall provide the register called for by this Act, and shall cause to be entered therein the names of all persons who are entitled to registration under section 10 and who apply therefor.

Provisional
by-laws.

(2) The provisional council shall, within three months from the passing of this Act, prepare provisional by-laws of the Association not inconsistent with the Act for the various purposes specified in section 4 of this Act, which shall not be valid until approved by the Lieutenant-Governor in Council.

First annual
general
meeting.

(3) The provisional council shall call the first annual general meeting of the Association for the third Tuesday in February, 1934, and shall in accordance with the provisional by-laws cause the election of the first council to be completed

not later than the 20th day of February, 1934, being the day of the said first meeting.

Commence-
ment of Act.

26. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting Hairdressers
and Barbers.

1st Reading

March 14th, 1933

2nd Reading

3rd Reading

MR. NESBITT

*(Reprinted as amended by the Private Bills
Committee).*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting Hairdressers and Barbers.

MR. NESBITT

No. 45

1933

BILL

An Act respecting Hairdressers and Barbers.

Preamble.

WHEREAS the Ontario Master Hairdressers' and Barbers' Association has by its petition prayed for legislation in respect to the matters herein set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Ontario Hairdressers' and Barbers' Association Act, 1933.*

Interpre-
tation.

2. In this Act,—

"Associa-
tion."

(a) "Association" shall mean the Association of Registered Hairdressers and Barbers of Ontario;

"Council."

(b) "Council" shall mean the council of the Association;

"Member."

(c) "Member" shall mean a registered member of the Association;

"Registrar."

(d) "Registrar," shall mean the registrar of the Association;

"Secretary."

(e) "Secretary" shall mean the secretary or the secretary-treasurer of the Association.

What shall
constitute
association.

3.—(1) All persons registered as hairdressers, barbers, hairdressers' assistants or barbers' assistants under the provisions of this Act shall constitute the "Association of Registered Hairdressers and Barbers of Ontario," and shall be a body corporate.

Head office.

(2) The head office of the Association shall be at the city of Toronto.

Power to
acquire
and hold
property.

(3) The Association may purchase, take and possess for the purposes of the association, but for no other purpose,

and after acquiring the same may sell, mortgage, lease and otherwise dispose of any real and personal property.

(4) All fees and other revenues receivable under this Act ^{Fees, fines, etc.} shall belong to the Association.

(5) The council may, in the name of the association, ^{Investment of moneys.} invest any of its moneys in such securities as trustees may properly invest in, and the income derived therefrom shall form part of the ordinary income of the Association.

4.—(1) Subject to the approval of the Lieutenant-Governor ^{By-laws.} in Council, the Association may pass by-laws for,—

- (a) the government and discipline of its members and their suspension or expulsion from the Association;
- (b) the conduct and management of its affairs and property;
- (c) the council, its constitution, election, vacancies therein, and its powers, duties and proceedings;
- (d) the appointment, powers and duties of boards of examiners for admission of applicants to registration;
- (e) the examination and admission of applicants for registration;
- (f) the powers and duties of its officers;
- (g) the fees for examinations and the annual fees for membership in the Association;
- (h) the register of members and the keeping of the same;
- (i) the meetings of the Association, council and boards of examiners;
- (j) the establishment of local branches of the Association and their functions and powers;
- (k) all such other purposes as may be necessary for carrying out the objects of this Act and of the Association.

(2) Every by-law before being submitted for approval by ^{Approval of by-laws.} the Lieutenant-Governor in Council shall first be adopted by the Association at an annual or special general meeting thereof, and no by-law shall be adopted, amended, varied or repealed at any such meeting unless notice of the intention to

deal with the same, and a copy of every proposed by-law or amendment thereto or variation thereof has first been given by the secretary at least fourteen days before such meeting to each member by letter posted to him at his last address shown in the register.

Classification.

5.—(1) For the purposes of representation upon the council and for registration, and for such purposes only as are hereinafter set out, the membership of the Association shall be subdivided into the following branches: hairdressers, barbers, hairdressers' assistants and barbers' assistants.

Member may register in all branches.

(2) Each member may register in all branches for which he can submit satisfactory credentials, provided, however, that he shall vote in only one such branch according to his own selection, but may transfer his vote to some other branch in which he is registered upon the approval of the council.

Council.

6.—(1) The council shall be composed of eleven persons who shall be British subjects, members of the Association and who have resided and carried on or been employed in the trade of hairdresser or barber in Ontario for at least five years.

Quorum.

(2) Any six members of the council shall form a quorum.

Members to be elected annually.

(3) The members of the council shall be elected annually by sealed ballot in the manner provided by the by-laws of the Association.

Qualification of members of council.

(4) Every by-law relating to the council and the election thereof shall provide that of the council five members shall be hairdressers elected from the hairdressers' branch, four members shall be barbers elected from the barbers' branch, one member shall be a hairdresser's assistant elected from the hairdressers' assistants branch, and the remaining member shall be a barber's assistant elected from the barbers' assistants branch.

Term of office.

(5) The members of the council shall hold office until their successors are elected.

Date of first election.

(6) The first election of the council shall be held and completed not later than the 20th day of February, 1934.

President and vice-president.

7.—(1) The council shall appoint annually one of its members as president and may appoint from its members a vice-president.

(2) In any year in which the president is a member who is ^{Not to be from same branch} a hairdresser, the vice-president shall be one of the members who is a barber, or *vice versa*.

(3) The council shall appoint a registrar and a secretary ^{Registrar and secretary.} and may appoint such other officers as may be deemed necessary for the purposes of the Association, all of whom shall hold office during the pleasure of the council.

8.—(1) The annual general meeting of the association ^{Annual meeting.} shall be held on the third Tuesday of February in each year at such place as the council may appoint.

(2) A special general meeting of the association may be held ^{Special general meeting.} at any time upon resolution of the council and shall be held within thirty days after the request made in writing therefor by not less than twenty per centum of the members in good standing.

(3) Notice of the annual and of a special general meeting ^{Notice to be given of meetings.} shall be given by the Secretary at least fourteen days before such meeting to each member by letter posted to him at his last address as shown in the register.

(4) The by-laws of the Association may provide for ^{Voting by proxy.} members voting by proxy at any annual or special general meeting of the Association, provided the proxy is also a member.

9.—(1) Subject to the provisions of this Act, the members ^{Control over registration of members.} of the council representing the hairdressers and hairdressers' assistants' branches shall control the registration of members in such branches, their government and discipline and their suspension or expulsion from the Association.

(2) Subject to the provisions of this Act, the members of the council representing the barbers and barbers' assistants' branches shall control the registration of members in such branches, their government and discipline, and their suspension or expulsion from the Association.

10. Any person residing in Ontario who for not less than ^{Qualification for membership.} one year prior to the passing of this Act has carried on or been employed as an assistant in the trade of hairdresser or barber shall, without examination, be entitled to be registered as a member in the branch or branches for which he qualified, provided that such person shall apply for registration as a member not later than the 31st day of December, 1933, and produces satisfactory evidence of having been so engaged.

11.—(1) Any person residing in Ontario not entitled to ^{Statement to be submitted to council.} admission under the provisions of section 10 who applies for

membership in the Association and any person residing in Ontario so entitled but who applies for membership after the 31st day of December, 1933, shall submit to the council with his application a statement giving a summary of his experience as a hairdresser or barber or as a hairdresser's or barber's assistant, which statement shall be made upon the forms prescribed by the council.

Oath.

(2) The council may require the applicant for membership to prove the correctness of the statement made with his application by attesting the same under oath.

Admission to membership.

(3) If the evidence of experience as submitted by the applicant is considered satisfactory by members of the council representing the hairdressers' and hairdressers' assistants' branches or the barbers' and barbers' assistants' branches as the case may be, applicant shall be admitted to membership after successfully passing the prescribed examination or, in lieu of such examination, upon submission of evidence satisfactory to the members of the council representing such branches, respectively.

In British Empire or United States.

12. Any person who may come to reside in Ontario and who at the time is a duly registered member of an association of barbers or hairdressers in any province of the Dominion of Canada or in other parts of the British Empire or in the United States of America similarly constituted to this Association, and which grants reciprocal privileges, may upon application made to council be admitted to membership in the Association upon producing a certificate of membership in such other association or institute.

Persons with certain diseases prohibited.

13. No person who has any form of tuberculosis or venereal, contagious or infectious disease shall be registered as a member, and every person applying for membership in the Association shall furnish such medical certificate of freedom therefrom as the by-laws of the Association may prescribe.

Violation of sanitary provisions.

14. A member who is guilty of violation of any provision respecting sanitation in hairdressing or barber shops and premises, or sanitary precautions to be observed by hairdressers and barbers under the provisions of *The Public Health Act* or regulations made thereunder, shall upon notice in writing from the Department of Health for Ontario forthwith be dealt with by the Association as such notice may require.

Rev. Stat., c. 262.

Who may use title.

15. Only such persons as are members shall be entitled within Ontario to take and use the title "registered hairdresser," "registered barber," "registered hairdresser and barber," "registered hairdresser's assistant" or "registered barber's assistant," or any abbreviation thereof.

16. Notwithstanding any other provision of this Act, no ^{Age requirement} person who is a hairdresser or barber shall be registered as a member until he has attained the age of twenty-one years, and no person who is a hairdresser's assistant or barber's assistant shall be registered as a member until he has attained the age of eighteen years.

17.—(1) The council shall annually appoint one board of ^{Board of examiners.} examiners for the hairdressers' and hairdressers' assistants branches from nominations made by members of council representing such branches, and one board of examiners for the barbers' and barbers' assistants' branches from nominations made by members of council representing such branches.

(2) Examinations of applicants for membership in the association shall be held in accordance with the by-laws. ^{Examinations to be held in accordance with by-laws.}

(3) An applicant failing to qualify on examination may after an interval of not less than nine months apply to be ^{When applicant fails.} again examined.

18.—(1) The registrar shall issue a certificate of member- ^{Certificate of membership.} ship to each member, such certificate to be signed by the president or vice-president, and by the registrar, and shall bear the seal of the Association. It shall also state the branch or branches in which the member is admitted.

(2) The registrar shall enroll in the register provided by the council the names of all members. ^{Names of members to be enrolled in register.}

(3) The registrar shall keep the register correct and in accordance with the provisions of this Act and the by-laws of the Association. ^{Register to be correct.}

(4) Any member whose name has been erased from the register shall not be entitled to any of the rights and privileges conferred by the provisions of this Act until he has been re-admitted as a member. ^{Where name erased from register.}

(5) The certificate of registration under the seal of the Association shall be *prima facie* evidence of registration. ^{Evidence of registration.}

19. Every person who, not being a member applies to himself the title of or term "registered hairdresser," "registered barber," "registered hairdresser and barber," "registered hairdresser's assistant" or "registered barber's assistant" or any addition to or abbreviation of such title or term, or of any words, name or designation that will lead to the belief that he is a member or who advertises or holds himself out in any way or by any means as a member shall incur a ^{Penalty for use of title by unregistered person.}

penalty of not more than \$25 for the first offence, and of not less than \$25 nor more than \$100 for any subsequent offence.

Wilful
falsification
of register.

20. If the registrar makes or causes to be made wilful falsification of the register, or in matters connected therewith, he shall incur a penalty of not less than \$100.

Fraudulent
representa-
tion as to
qualifications
for member-
ship.

21. Any person who wilfully procures or attempts to procure for himself registration as member by making, producing or causing to be made or produced any fraudulent representation or declaration, either verbal or written, and any person knowingly aiding and assisting him therein, shall incur a penalty of not less than \$50.

Penalties,
how
recoverable.
Rev. Stat.,
c. 121.

22. Every penalty imposed by this Act or by the by-laws of the Association shall be recoverable under *The Summary Convictions Act*.

Limit of
time for
commence-
ment of
proceedings.

23. No proceedings shall be commenced for any violation of the provisions of this Act or the by-laws of the Association after one year from the date of the committing of such violation.

Provisional
council.

24.—(1) The Lieutenant-Governor in Council shall appoint a provisional council of the Association, to be composed of not less than five and not more than eleven persons, all of whom shall hold office during pleasure and until the first council is elected under the provisions of this Act.

Vacancy.

(2) If a vacancy occurs in the provisional council it shall be filled by the Lieutenant-Governor in Council who shall notify the secretary of the provisional council of such appointment.

To provide
register, etc.

25.—(1) The provisional council shall provide the register called for by this Act, and shall cause to be entered therein the names of all persons who are entitled to registration under section 10 and who apply therefor.

Provisional
by-laws.

(2) The provisional council shall, within three months from the passing of this Act, prepare provisional by-laws of the Association not inconsistent with the Act for the various purposes specified in section 4 of this Act, which shall not be valid until approved by the Lieutenant-Governor in Council.

First annual
general
meeting.

(3) The provisional council shall call the first annual general meeting of the Association for the third Tuesday in February, 1934, and shall in accordance with the provisional by-laws cause the election of the first council to be completed

not later than the 20th day of February, 1934, being the day of the said first meeting.

26. This Act shall come into force on the day upon which Commence-
ment of Act. it receives the Royal Assent.

BILL

An Act respecting Hairdressers
and Barbers.

1st Reading

March 14th, 1933

2nd Reading

April 7th, 1933

3rd Reading

April 12th, 1933

MR. NESBITT

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Crowland.

MR. VAUGHAN

(PRIVATE BILL)

No. 46

1933

BILL

An Act respecting the Township of Crowland.

Preamble.

WHEREAS the corporation of the township of Crowland has by its petition represented that by its by-law number 214, 1930, and an agreement entered into pursuant thereto with the assent of the electors qualified to vote thereon, a fixed assessment was granted to Page-Hersey Tubes, Limited, and it is desirable to have the said by-law and agreement validated by special legislation for which it has prayed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Crowland Act, 1933*.

By-law No.
214, 1930,
and
agreement
confirmed.

2. By-law number 214, of the corporation of the township of Crowland passed on the 5th day of May, 1930, and the agreement entered into pursuant thereto, dated the 2nd day of April, 1930, made between Page-Hersey Tubes, Limited, and the said corporation granting to the said company a fixed assessment in respect of the lands, for the period and upon the terms therein set forth, are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and upon Page-Hersey Tubes, Limited, its successors and assigns.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Township of
Crowland.

1st Reading

2nd Reading

3rd Reading

MR. VAUGHAN

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Township of Crowland.

MR. VAUGHAN

No. 46

1933

BILL

An Act respecting the Township of Crowland.

Preamble.

WHEREAS the corporation of the township of Crowland has by its petition represented that by its by-law number 214, 1930, and an agreement entered into pursuant thereto with the assent of the electors qualified to vote thereon, a fixed assessment was granted to Page-Hersey Tubes, Limited, and it is desirable to have the said by-law and agreement validated by special legislation for which it has prayed; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of Crowland Act, 1933*.

By-law No.
214, 1930,
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2. By-law number 214, of the corporation of the township of Crowland passed on the 5th day of May, 1930, and the agreement entered into pursuant thereto, dated the 2nd day of April, 1930, made between Page-Hersey Tubes, Limited, and the said corporation granting to the said company a fixed assessment in respect of the lands, for the period and upon the terms therein set forth, are and each of them is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and the ratepayers thereof, and upon Page-Hersey Tubes, Limited, its successors and assigns.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Township of
Crowland.

1st Reading

March 14th, 1933

2nd Reading

March 22nd, 1937

3rd Reading

March 29th, 1933

MR. VAUGHAN

No. 47

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Walkerville.

MR. WILSON (Windsor).

(PRIVATE BILL)

BILL

An Act respecting the Town of Walkerville.

Preamble.

WHEREAS the corporation of the town of Walkerville has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Walkerville Act, 1933*.

Interpretation.

2. In this Act,—

"Corporation."

(a) "Corporation" shall mean the corporation of the town of Walkerville;

"Council."

(b) "Council" shall mean the council of the corporation;

"Housing Commission."

(c) "Housing Commission" shall mean the housing commission of the town of Walkerville appointed under *The Ontario Housing Act, 1919*, and under *The Municipal Housing Act, 1920*;

1919, c. 54;
1920, c. 84.

"Improved Land."

(d) "Improved land" shall mean any parcel of land separately assessed which has a building thereon;

"Municipality."

(e) "Municipality" shall mean the municipality of the town of Walkerville and shall include the corporation thereof;

"Registrar."

(f) "Registrar" shall mean the registrar of the registry office;

"Registry office."

(g) "Registry Office" shall mean the registry office for the registry division of the county of Essex;

"Treasurer,"

(h) "Treasurer" shall mean the treasurer of the corporation;

"Vacant land,"

(i) "Vacant land" shall mean any parcel of land separately assessed other than improved land as defined by this Act.

Vesting of vacant land in arrears for taxes.

3.—(1) Where any part of the taxes on any vacant land within the municipality remains unpaid on the 31st day of December in the year next following that in which the taxes were levied, such vacant land shall be vested in and become the property of the corporation upon registration by the treasurer of a tax arrears certificate, subject to the right of redemption hereinafter provided and to the provisions of subsection 5.

Vesting of improved lands in arrears for taxes.

(2) Where any part of the taxes on improved land within the municipality remains unpaid on the 1st day of January in the third year following that in which the taxes were levied, such improved land shall be vested in and become the property of the corporation upon registration by the treasurer of a tax arrears certificate, subject to the right of redemption hereinafter provided and to the provisions of subsection 5.

Registration of tax arrears certificate.

(3) The treasurer, with respect to vacant land upon which any part of the taxes remain unpaid after the time mentioned in subsection 1 and with respect to improved land upon which any part of the taxes remains unpaid after the time mentioned in subsection 2, may register in the registry office a certificate to be known as a tax arrears certificate, Form 1, setting forth therein a description of such vacant land or improved land, as the case may be, and the amount of such unpaid taxes, with the amount of all penalties, interest and costs added thereto, and thereupon the land described in the certificate shall be vested in and become the property of the corporation, its successors and assigns, in fee simple or otherwise according to the nature of the estate, right, title and interest whatsoever of the owners thereof at the time of such vesting, and clear of and free from all such estate, right, title and interest, and all charges and encumbrances thereon and dower therein, subject only to the said right of redemption hereinafter provided and to the provisions of subsection 5.

Notice of registration of certificate.

(4) Immediately upon registration of a tax arrears certificate the treasurer shall cause to be sent by registered mail to the last known address of the assessed owner of the land therein described and to all persons appearing by the records of the registry office to have an interest therein, a written notice, Form 2, of the registration of such certificate and of the last day for redemption of such land.

Interest of
Crown not
affected.

(5) Where the Crown, whether as represented by the government of Canada or the government of the province of Ontario, has any interest in any land in respect of which taxes are in arrear, the interest only of the persons other than the Crown therein shall be vested in the corporation by the registration of a tax arrears certificate, and where such interest is that of a lessee, licensee or locatee, such vesting shall be valid without requiring the consent of the Minister of Lands and Forests.

Right of re-
demption,

4.—(1) The owner of or any person appearing by the records of the registry office to have an interest in any vacant land or improved land in respect of which a tax arrears certificate has been registered may redeem the same at any time within one year after the date of registration of the certificate by paying to the corporation the amount set forth in such certificate in respect of the land to be redeemed, together with the amount of all expenses incurred by the corporation and the treasurer in registering the certificates and for searches and postage and \$1 for each certificate and for each notice sent under subsection 4 of section 3, and also by paying to the corporation all taxes including the local improvement and other rates and interest thereon which would have accrued against the land if it had remained the property of the former owner and if the value thereof is not shown upon the assessment roll, such taxes shall be computed at the rate fixed by by-law for each year for which such taxes are payable upon the value placed thereon upon the assessment roll for the last preceding year in which it was assessed and the local improvement and other rates shall be computed at the rate fixed in the by-law by which the same were rated or imposed and upon the frontage as shown upon the list of properties and the frontages thereof as settled by the court of revision for such local improvement or otherwise determined and a certificate of the treasurer as to the total amount payable in order to redeem the land shall be final and conclusive.

Registration
of redemp-
tion
certificate.

(2) Upon redemption being made under this section, the treasurer shall forthwith register in the registry office a certificate to be known as a redemption certificate, Form 3, setting forth therein a description of the land redeemed, and a redemption certificate shall, subject to subsection 3, when registered, be as valid and effective in law as a conveyance of the land described therein to the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, of the original estate of such registered owner and a valid and effectual cancellation of the tax arrears certificate registered with respect to such land.

When land
redeemed by
person other
than owner.

(3) If land is redeemed by any person entitled to redeem the same, other than the owner, such person shall have a lien upon the owner's interest therein for the amount paid to redeem the said land.

Duty of
registrar.

5.—(1) Every certificate registered under sections 3 and 4 shall be entered by the registrar in the registry book in its proper order and in the proper abstract index provided under *The Registry Act*.

Rev. Stat.
c. 155.

Fees of
registrar.

(2) The registrar shall be entitled to the following fees for registration of a certificate under sections 3 and 4 and for searches made for the corporation for the purposes of section 3 and no others:

- (a) For registering a tax arrears certificate, \$2.00;
- (b) For registering a redemption certificate, .50c;
- (c) If either certificate embraces more than one parcel of land, for each additional parcel over one, .05c;
- (d) For each search made for the corporation for the purposes of section 3, five cents for each lot searched, but in no case to be more than \$5 for a search in respect of the lands described in any one tax arrears certificate.

Land trans-
fer tax not
payable.
Rev. Stat.
c. 31.

(3) No tax shall be payable under the provisions of *The Land Transfer Tax Act* on registration of any tax arrears or redemption certificate.

Power of
housing com-
mission to
amend
agreements.

6.—(1) The housing commission may with the approval of the Ontario Municipal Board, amend the terms of any agreement for sale of property heretofore or hereafter entered into by it and with respect to property sold under any agreement which has been cancelled or determined may enter into new agreements for sale thereof, and the terms of any such amended or new agreement may be such as the Board may approve.

Housing
commis-
sion,—
members;

(2) The members of the housing commission shall consist of the head of the council, who shall be the chairman thereof, and four other members to be appointed by the council and any member may be a member of the council or an official of the corporation.

term of
office.

(3) The members of the housing commission, other than the head of the council, shall hold office during the pleasure of the council.

Foregoing provisions to prevail.

1919, c. 54;
1920, c. 84.

(4) To the extent that any of the provisions of subsections 1, 2 and 3 of this section are in conflict with any of the provisions of *The Ontario Housing Act, 1919*, or *The Municipal Housing Act, 1920*, the provisions of the said subsections shall prevail.

Debentures for housing purposes.

7.—(1) The council may, with the approval of the Ontario Municipal Board by by-laws passed without the assent of the electors qualified to vote on money by-laws, issue debentures bearing such interest and for such term as the council shall determine for the following purposes:—

- (a) To pay the cost of repairs to and improvements of any houses of the housing commission heretofore or hereafter repossessed in order to make the same suitable for rental or resale;
- (b) To provide the moneys necessary to repay the sums heretofore or hereafter borrowed by the corporation to meet the deficits of the housing commission;
- (c) To provide security for any moneys heretofore or hereafter advanced or provided to meet any indebtedness of the corporation with respect to the housing commission.

Application of Rev. Stat. c. 233, to by-laws.

(2) Except as herein otherwise provided, the provisions of *The Municipal Act* as to by-laws for creating debts shall apply to the said by-laws.

Admission of county pupils to high school.

Rev. Stat. c. 326.

8.—(1) Notwithstanding the provisions of section 37 of *The High Schools Act* the board of education for the town of Walkerville may upon giving written notice to expire with the end of any school term close the high school under its jurisdiction to county pupils and to pupils from an adjacent city, and after the expiration of such notice pupils from any other municipality shall not have the right to attend the said high school except upon such terms as the said board may determine.

Sufficiency of notice.

(2) Any notice given under subsection 1 shall be sufficient if given in writing not less than one month prior to the end of the school term at which it is to take effect and delivered or sent by registered mail, postage prepaid, addressed to the clerk of the county or city from which county pupils or city pupils are attending the said high school.

Amounts due board not affected.

(3) Nothing in this section contained shall in any way relieve any municipality from payment of any amount now or hereafter due to the said board under *The High Schools Act* for county pupils or city pupils who have attended the said

high school or who continue to attend the same until it is closed to them.

Commence-
ment of Act. 9. This Act shall come into force on the day upon which
it receives the Royal Assent.

SCHEDULE OF FORMS

FORM 1

TAX ARREARS CERTIFICATE

To the Registrar of the Registry Division of the County of Essex:

I HEREBY CERTIFY by virtue of *The Town of Walkerville Act, 1933*, section 3, that the lands hereinafter described, by reason of certain taxes thereon remaining unpaid for the period mentioned in said section are hereby vested in and have become the property of the Corporation of the Town of Walkerville:

Description of Lands	Amount of Unpaid Taxes with Penalties, Interest and Costs	Whether Vacant or Improved Land.

The period within which the right of redemption may be exercised under the said Act with respect to the above described land is one (1) year from the date of registration of this certificate.

Dated at this day of, 19 ..

.....
Treasurer.

FORM 2

NOTICE OF REGISTRATION OF TAX ARREARS CERTIFICATE

TAKE NOTICE that by virtue of *The Town of Walkerville Act, 1933*, section 3, a tax arrears certificate has been registered against the following lands, namely:

.....
.....

and by reason thereof the same are vested in and have become the property of the Corporation of the Town of Walkerville subject only to your right of redemption of the same on or before the day of, 19..., which is the last day for redemption.

Dated at this day of, 19....

.....
Treasurer.

FORM 3

REDEMPTION CERTIFICATE

To the Registrar of the Registry Division of the County of Essex:

I HEREBY CERTIFY that the lands hereunder described have been redeemed by.....under the provisions of *The Town of Walkerville Act, 1933*,

Description of Lands

.....

TAKE NOTICE that where land is redeemed by any person entitled to redeem the same other than the owner, such person has a lien upon the owner's interest therein for the amount paid to redeem said land.

Dated at Walkerville, this.....day of....., 19....

.....
Treasurer.

BILL

An Act respecting the Town of Walkerville.

1st Reading

2nd Reading

3rd Reading

MR. WILSON (Windsor).

(Private Bill)

No. 47

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Walkerville.

MR. WILSON (Windsor).

(PRIVATE BILL)

TORONTO
PRINTED BY HERBERT H. BALI
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 47

1933

BILL

An Act respecting the Town of Walkerville.

Preamble.

WHEREAS the corporation of the town of Walkerville has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Walkerville Act, 1933*.

Interpretation.

2. In this Act,—

“Corporation.”

(a) “Corporation” shall mean the corporation of the town of Walkerville;

“Council.”

(b) “Council” shall mean the council of the corporation;

“Housing Commission.”

(c) “Housing Commission” shall mean the housing commission of the town of Walkerville appointed under *The Ontario Housing Act, 1919*, and under *The Municipal Housing Act, 1920*;

1919, c. 54;
1920, c. 84.

Power of housing commission to amend agreements.

3.—(1) The housing commission may with the approval of the Ontario Municipal Board, amend the terms of any agreement for sale of property heretofore or hereafter entered into by it and with respect to property sold under any agreement which has been cancelled or determined may enter into new agreements for sale thereof, and the terms of any such amended or new agreement may be such as the Board may approve.

Housing commission,—
members;

(2) The members of the housing commission shall consist of the head of the council, who shall be the chairman thereof, and four other members to be appointed by the council and any

member may be a member of the council or an official of the corporation.

term of
office.

(3) The members of the housing commission, other than the head of the council, shall hold office during the pleasure of the council.

Foregoing
provisions
to prevail.

1919, c. 54;
1920, c. 84.

(4) To the extent that any of the provisions of subsections 1, 2 and 3 of this section are in conflict with any of the provisions of *The Ontario Housing Act, 1919*, or *The Municipal Housing Act, 1920*, the provisions of the said subsections shall prevail.

Debentures
for housing
purposes.

4.—(1) The council may, with the approval of the Ontario Municipal Board by by-laws passed without the assent of the electors qualified to vote on money by-laws, issue debentures bearing such interest and for such term as the council shall determine for the following purposes:—

- (a) To pay the cost of repairs to and improvements of any houses of the housing commission heretofore or hereafter repossessed in order to make the same suitable for rental or resale;
- (b) To provide the moneys necessary to repay the sums heretofore or hereafter borrowed by the corporation to meet the deficits of the housing commission;
- (c) To provide security for any moneys heretofore or hereafter advanced or provided to meet any indebtedness of the corporation with respect to the housing commission.

Application
of
Rev. Stat.
c. 233,
to by-laws.

(2) Except as herein otherwise provided, the provisions of *The Municipal Act* as to by-laws for creating debts shall apply to the said by-laws.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Walkerville.

1st Reading

March 14th, 1933

2nd Reading

3rd Reading

MR. WILSON (Windsor).

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Walkerville.

MR. WILSON (Windsor).

No. 47

1933

BILL

An Act respecting the Town of Walkerville.

Preamble.

WHEREAS the corporation of the town of Walkerville has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Short title.

1. This Act may be cited as *The Town of Walkerville Act, 1933*.

Interpre-
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“Corpora-
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(a) “Corporation” shall mean the corporation of the town of Walkerville;

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(b) “Council” shall mean the council of the corporation;

“Housing
Commis-
sion.”

(c) “Housing Commission” shall mean the housing commission of the town of Walkerville appointed under *The Ontario Housing Act, 1919*, and under *The Municipal Housing Act, 1920*;

1919, c. 54;
1920, c. 84.Power of
housing com-
mission to
amend
agreements.

3.—(1) The housing commission may with the approval of the Ontario Municipal Board, amend the terms of any agreement for sale of property heretofore or hereafter entered into by it and with respect to property sold under any agreement which has been cancelled or determined may enter into new agreements for sale thereof, and the terms of any such amended or new agreement may be such as the Board may approve.

Housing
commis-
sion,—
members;

(2) The members of the housing commission shall consist of the head of the council, who shall be the chairman thereof, and four other members to be appointed by the council and any

member may be a member of the council or an official of the corporation.

(3) The members of the housing commission, other than the head of the council, shall hold office during the pleasure of the council. term of office.

(4) To the extent that any of the provisions of subsections 1, 2 and 3 of this section are in conflict with any of the provisions of *The Ontario Housing Act, 1919*, or *The Municipal Housing Act, 1920*, the provisions of the said subsections shall prevail. Foregoing provisions to prevail. 1919, c. 54; 1920, c. 84.

4.—(1) The council may, with the approval of the Ontario Municipal Board by by-laws passed without the assent of the electors qualified to vote on money by-laws, issue debentures bearing such interest and for such term as the council shall determine for the following purposes:— Debentures for housing purposes.

- (a) To pay the cost of repairs to and improvements of any houses of the housing commission heretofore or hereafter repossessed in order to make the same suitable for rental or resale;
- (b) To provide the moneys necessary to repay the sums heretofore or hereafter borrowed by the corporation to meet the deficits of the housing commission;
- (c) To provide security for any moneys heretofore or hereafter advanced or provided to meet any indebtedness of the corporation with respect to the housing commission.

(2) Except as herein otherwise provided, the provisions of *The Municipal Act* as to by-laws for creating debts shall apply to the said by-laws. Application of Rev. Stat. c. 233, to by-laws.

5. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

BILL

An Act respecting the Town of Walkerville.

1st Reading

March 14th, 1933

2nd Reading

March 31st, 1933

3rd Reading

April 6th, 1933

MR. WILSON (Windsor).

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora and The Keewatin Power
Company, Limited.

MR. HUTCHINSON

(PRIVATE BILL)

No. 48

1933

BILL

An Act respecting the Town of Kenora and The
Keewatin Power Company, Limited.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Kenora Act (No. 2)*, 1933.

By-law
No. 783 and
agreement
confirmed.

2.—(1) By-law number 783 of the said corporation, passed on the 13th day of September, 1920, to authorize the sale of the municipal power plant to The Keewatin Power Company, Limited, and others and to grant a fixed assessment to the purchasers, and the agreement dated the 7th day of July, 1920, settling the terms and conditions of such sale and other matters incidental thereto, are hereby confirmed and declared to be and to have been since the 13th day of September, 1920, legal, valid and binding upon the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective heirs, executors, administrators, successors and assigns.

By-law
No. 1096 and
agreement
confirmed.

(2) The agreement bearing date the 27th day of February, 1933, between the said corporation, The Keewatin Power Company, Limited, and others providing for the payment and redemption of certain debentures heretofore issued by the said corporation with respect to the said power plant and relating to other matters incidental to the completion of the sale of the said power plant, and by-law number 1096 of the said corporation, passed on the 27th day of February, 1933, authorizing the execution of said agreement, are hereby confirmed and declared to be legal, valid and binding upon

the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective successors and assigns.

Provision for
discharge of
debentures
issued for
power plant.

Rev. Stat.,
c. 249.

Cancellation
of
debentures
redeemed.

Creation of
fund to
discharge
debentures.

Discharge of
mortgage on
power plant.

3. Notwithstanding anything contained in two certain indentures of mortgage between the said corporation and The Trusts and Guarantee Company, Limited, dated respectively the 5th day of June, 1907, and the 8th day of February, 1909, securing certain debentures of the said corporation, and notwithstanding anything contained in *The Public Utilities Act*, or any other Act:

- (a) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall accept and cancel any of said debentures with all unmatured interest coupons appertaining thereto which may be purchased by The Minnesota Loan and Trust Company and delivered to the said corporation or to the trustee, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 hereof, and all debentures and coupons so accepted and cancelled shall be deemed to have been redeemed and paid;
- (b) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall, at any time prior to the 31st day of January, 1937, accept such sum as shall be fixed, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 as being sufficient to meet the principal of and interest on all of said debentures outstanding at the time such sum is accepted;
- (c) Upon the acceptance and cancellation of all of said debentures with all unmatured interest coupons appertaining thereto in the manner provided in clause *a* of this section or upon acceptance of the sum mentioned in clause *b* of this section, or upon provision being made satisfactory to the trustee under the said mortgages for payment of any of said debentures or coupons which may be outstanding at maturity and not presented for payment, the lien, charge, mortgage and security conferred in and by the said mortgages and each of them shall cease, determine and become void and The Trusts and Guarantee Company, Limited, or any successor trustee under the said mortgages shall execute and deliver to the said corporation proper releases and discharges of the lands and premises described in said mortgages freed and discharged of and from the

lien, charge, mortgage and security of said mortgages, and the said corporation shall remain liable for the payment of all fees and expenses properly chargeable or incurred by the trustee up to the date of the delivery of such releases and discharges;

Application
of fund for
discharge of
debentures.

- (d) The sum accepted in accordance with the provisions of clause *b* of this section shall be deposited in the name of the trustee in any chartered bank in Canada or in the discretion of the trustee any portion thereof may be deposited in the deposit department of the trustee, and such sum, with accruals thereto, shall stand in the place and stead of the mortgaged premises as security for and shall be applied in payment of the principal of and interest on said debentures so outstanding and any balance thereof after payment of the fees and expenses of the trustee in connection with the administration, management and disbursement of such sum (which fees and expenses shall be taken into consideration in determining the sum which may be accepted as aforesaid), shall be returned to The Keewatin Power Company, Limited, its successors or assigns.

Conveyance
of power
plant.

- (e) Upon payment and satisfaction of the purchase price in the manner provided in the agreement mentioned in subsection 1 of section 2 of this Act and in the manner provided in the agreement mentioned in subsection 2 of said section 2, or either or both of them, the said corporation may convey, transfer and assign to The Keewatin Power Company, Limited, its successors and assigns, free from all liens, charges and encumbrances, and in particular free from the lien and charge of the said mortgages and free from the lien and charge of all other debentures of the said corporation, the power plant and other real and personal property referred to in said agreements;

Application
of insurance
moneys.

- (f) Any and all insurance moneys which may become payable to or may be collected by the Trusts and Guarantee Company, Limited, or any successor trustee as aforesaid under the said mortgages in respect of any loss, damage or destruction of or to the power plant mentioned in said agreements, shall at the request of the said corporation be made available to The Keewatin Power Company, Limited, its successors or assigns, for the purpose of repairing, rebuilding or restoring the said plant, unless the security of the said mortgages shall have become

enforceable and the trustee thereunder shall have become bound to enforce the same;

Future mortgage of power plant not to affect agreement with corporation.

- (g) After the execution and delivery of conveyances, transfers and assignments to The Keewatin Power Company, Limited, in accordance with the provisions of clause *e* of this section, the said company may mortgage and charge the real and personal property therein described and the undertaking carried on in connection therewith to and in favour of the trustee under a certain trust deed dated the 1st day of April, 1925, heretofore made by the said company securing bonds of the said company as additional security for said bonds, and in the event of the security for such bonds becoming enforceable the trustee under said trust deed or any receiver and manager and any purchaser of said power plant or any of them or their respective servants and agents may maintain and operate the said power plant and produce, sell and distribute electrical power or energy therefrom and may exercise the powers conferred upon the said company and others under the agreement mentioned in subsection 1 of section 2 of this Act, so long as such trustee or receiver and manager or purchaser as the case may be, shall substantially comply with the provisions of the said agreement in respect of the supplying of electrical power or energy.

Power Company not bound in application of fund under Section 3.

4. The Keewatin Power Company, Limited, shall not be bound to see to the application of any moneys paid to and accepted by the trustee in accordance with the provisions of clause *b* of section 3 of this Act.

Saving clause as to existing rights on conveyance of power plant.

5. Nothing contained herein or in the agreements mentioned in section 2 of this Act shall authorize or require the said corporation to convey, transfer or assign the lands and premises therein mentioned free from reservations, limitations, provisos and conditions expressed in the original grant thereof from the Crown or free from any rights, privileges, charges or encumbrances heretofore or hereafter created or given by The Keewatin Power Company, Limited, or its successors or assigns.

Jurisdiction of Municipal Board.

6. The Ontario Municipal Board shall have and may exercise the powers necessary for the determination of any matter which under the provisions of the agreement mentioned in subsection 2 of section 2 hereof may be determined by it, and its determination of any such matter shall be final.

Commencement of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Kenora and
The Kewatin Power Company Limited.

1st Reading

2nd Reading

3rd Reading

MR. HUTCHINSON

(*Private Bill*)

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora and The Keewatin Power
Company, Limited.

MR. HUTCHINSON

(PRIVATE BILL)

No. 48

1933

BILL

An Act respecting the Town of Kenora and The Keewatin Power Company, Limited.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Kenora Act (No. 2)*, 1933.

By-law
No. 783 and
agreement
confirmed.

2.—(1) By-law number 783 of the said corporation, passed on the 13th day of September, 1920, to authorize the sale of the municipal power plant to The Keewatin Power Company, Limited, and others and to grant a fixed assessment to the purchasers, and the agreement dated the 7th day of July, 1920, settling the terms and conditions of such sale and other matters incidental thereto, are hereby confirmed and declared to be and to have been since the 13th day of September, 1920, legal, valid and binding upon the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective heirs, executors, administrators, successors and assigns.

By-law
No. 1096 and
agreement
confirmed.

(2) The agreement bearing date the 27th day of February, 1933, between the said corporation, The Keewatin Power Company, Limited, and others providing for the payment and redemption of certain debentures heretofore issued by the said corporation with respect to the said power plant and relating to other matters incidental to the completion of the sale of the said power plant, and by-law number 1096 of the said corporation, passed on the 27th day of February, 1933, authorizing the execution of said agreement, are hereby confirmed and declared to be legal, valid and binding upon

the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective successors and assigns.

Provision for
discharge of
debentures
issued for
power plant.

3. Notwithstanding anything contained in two certain indentures of mortgage between the said corporation and The Trusts and Guarantee Company, Limited, dated respectively the 5th day of June, 1907, and the 8th day of February, 1909, securing certain debentures of the said corporation, and notwithstanding anything contained in *The Public Utilities Act*, or any other Act:

Rev. Stat.,
c. 249.

Cancellation
of
debentures
redeemed.

- (a) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall accept and cancel any of said debentures with all unmatured interest coupons appertaining thereto which may be purchased by The Minnesota Loan and Trust Company and delivered to the said corporation or to the trustee, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 hereof, and all debentures and coupons so accepted and cancelled shall be deemed to have been redeemed and paid;

Creation of
fund to
discharge
debentures.

- (b) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall, at any time prior to the 31st day of January, 1937, accept such sum as shall be fixed, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 as being sufficient to meet the principal of and interest on all of said debentures outstanding at the time such sum is accepted;

Discharge of
mortgage on
power plant.

- (c) Upon the acceptance and cancellation of all of said debentures with all unmatured interest coupons appertaining thereto in the manner provided in clause *a* of this section or upon acceptance of the sum mentioned in clause *b* of this section, or upon provision being made satisfactory to the trustee under the said mortgages for payment of any of said debentures or coupons which may be outstanding at maturity and not presented for payment, the lien, charge, mortgage and security conferred in and by the said mortgages and each of them shall cease, determine and become void and The Trusts and Guarantee Company, Limited, or any successor trustee under the said mortgages shall execute and deliver to the said corporation proper releases and discharges of the lands and premises described in said mortgages freed and discharged of and from the

lien, charge, mortgage and security of said mortgages, and the said corporation shall remain liable for the payment of all fees and expenses properly chargeable or incurred by the trustee up to the date of the delivery of such releases and discharges;

Application
of fund for
discharge of
debentures.

- (d) The sum accepted in accordance with the provisions of clause *b* of this section shall be deposited in the name of the trustee in any chartered bank in Canada or in the discretion of the trustee any portion thereof may be deposited in the deposit department of the trustee, and such sum, with accruals thereto, shall stand in the place and stead of the mortgaged premises as security for and shall be applied in payment of the principal of and interest on said debentures so outstanding and any balance thereof after payment of the fees and expenses of the trustee in connection with the administration, management and disbursement of such sum (which fees and expenses shall be taken into consideration in determining the sum which may be accepted as aforesaid), shall be returned to The Keewatin Power Company, Limited, its successors or assigns.

Conveyance
of power
plant.

- (e) Upon payment and satisfaction of the purchase price in the manner provided in the agreement mentioned in subsection 1 of section 2 of this Act and in the manner provided in the agreement mentioned in subsection 2 of said section 2, or either or both of them, the said corporation may convey, transfer and assign to The Keewatin Power Company, Limited, its successors and assigns, free from all liens, charges and encumbrances, and in particular free from the lien and charge of the said mortgages and free from the lien and charge of all other debentures of the said corporation, the power plant and other real and personal property referred to in said agreements;

Application
of insurance
moneys.

- (f) Any and all insurance moneys which may become payable to or may be collected by the Trusts and Guarantee Company, Limited, or any successor trustee as aforesaid under the said mortgages in respect of any loss, damage or destruction of or to the power plant mentioned in said agreements, shall at the request of the said corporation be made available to The Keewatin Power Company, Limited, its successors or assigns, for the purpose of repairing, rebuilding or restoring the said plant, unless the security of the said mortgages shall have become enforceable and the trustee thereunder shall have become bound to enforce the same;

Future mortgage of power plant not to affect agreement with corporation.

- (g) After the execution and delivery of conveyances, transfers and assignments to The Keewatin Power Company, Limited, in accordance with the provisions of clause *e* of this section, the said company may mortgage and charge the real and personal property therein described and the undertaking carried on in connection therewith to and in favour of the trustee under a certain trust deed dated the 1st day of April, 1925, heretofore made by the said company securing bonds of the said company as additional security for said bonds, and in the event of the security for such bonds becoming enforceable the trustee under said trust deed or any receiver and manager and any purchaser of said power plant or any of them or their respective servants and agents may maintain and operate the said power plant and produce, sell and distribute electrical power or energy therefrom to the same extent as heretofore done by the said company under the agreement mentioned in subsection 1 of section 2 of this Act and may exercise the powers conferred upon the said company and others under the said agreement, so long as such trustee or receiver and manager or purchaser as the case may be, shall substantially comply with the provisions of the said agreement in respect of the supplying of electrical power or energy.

Power Company not bound in application of fund under Section 3.

4. The Keewatin Power Company, Limited, shall not be bound to see to the application of any moneys paid to and accepted by the trustee in accordance with the provisions of clause *b* of section 3 of this Act.

Saving clause as to existing rights on conveyance of power plant.

5. Nothing contained herein or in the agreements mentioned in section 2 of this Act shall authorize or require the said corporation to convey, transfer or assign the lands and premises therein mentioned free from reservations, limitations, provisoes and conditions expressed in the original grant thereof from the Crown or free from any rights, privileges, charges or encumbrances heretofore or hereafter created or given by The Keewatin Power Company, Limited, or its successors or assigns.

Jurisdiction of Municipal Board.

3. The Ontario Municipal Board shall have and may exercise the powers necessary for the determination of any matter which under the provisions of the agreement mentioned in subsection 2 of section 2 hereof may be determined by it, and its determination of any such matter shall be final.

Commencement of Act

7. This Act shall come into force on the day upon which it receives the Royal Assent.

BILL

An Act respecting the Town of Kenora and
The Keewatin Power Company Limited.

1st Reading

March 14th, 1933

2nd Reading

3rd Reading

MR. HUTCHINSON

*(Reprinted as amended by the Private Bills
Committee)*

4TH SESSION, 18TH LEGISLATURE, ONTARIO
23 GEORGE V, 1933

BILL

An Act respecting the Town of Kenora and The Keewatin Power
Company, Limited.

MR. HUTCHINSON

No. 48

1933

BILL

An Act respecting the Town of Kenora and The
Keewatin Power Company, Limited.

Preamble.

WHEREAS the corporation of the town of Kenora has by its petition prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is deemed expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Kenora Act (No. 2)*, 1933.

By-law
No. 783 and
agreement
confirmed.

2.—(1) By-law number 783 of the said corporation, passed on the 13th day of September, 1920, to authorize the sale of the municipal power plant to The Keewatin Power Company, Limited, and others and to grant a fixed assessment to the purchasers, and the agreement dated the 7th day of July, 1920, settling the terms and conditions of such sale and other matters incidental thereto, are hereby confirmed and declared to be and to have been since the 13th day of September, 1920, legal, valid and binding upon the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective heirs, executors, administrators, successors and assigns.

By-law
No. 1096 and
agreement
confirmed.

(2) The agreement bearing date the 27th day of February, 1933, between the said corporation, The Keewatin Power Company, Limited, and others providing for the payment and redemption of certain debentures heretofore issued by the said corporation with respect to the said power plant and relating to other matters incidental to the completion of the sale of the said power plant, and by-law number 1096 of the said corporation, passed on the 27th day of February, 1933, authorizing the execution of said agreement, are hereby confirmed and declared to be legal, valid and binding upon

the said corporation and the ratepayers thereof and upon the other parties to said agreement and their respective successors and assigns.

3. Notwithstanding anything contained in two certain indentures of mortgage between the said corporation and The Trusts and Guarantee Company, Limited, dated respectively the 5th day of June, 1907, and the 8th day of February, 1909, securing certain debentures of the said corporation, and notwithstanding anything contained in *The Public Utilities Act*, or any other Act:

- (a) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall accept and cancel any of said debentures with all unmatured interest coupons appertaining thereto which may be purchased by The Minnesota Loan and Trust Company and delivered to the said corporation or to the trustee, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 hereof, and all debentures and coupons so accepted and cancelled shall be deemed to have been redeemed and paid; Cancellation of debentures redeemed
- (b) The Trusts and Guarantee Company, Limited, or any successor trustee under said mortgages shall, at any time prior to the 31st day of January, 1937, accept such sum as shall be fixed, in accordance with the provisions of the agreement mentioned in subsection 2 of section 2 as being sufficient to meet the principal of and interest on all of said debentures outstanding at the time such sum is accepted; Creation of fund to discharge debentures
- (c) Upon the acceptance and cancellation of all of said debentures with all unmatured interest coupons appertaining thereto in the manner provided in clause *a* of this section or upon acceptance of the sum mentioned in clause *b* of this section, or upon provision being made satisfactory to the trustee under the said mortgages for payment of any of said debentures or coupons which may be outstanding at maturity and not presented for payment, the lien, charge, mortgage and security conferred in and by the said mortgages and each of them shall cease, determine and become void and The Trusts and Guarantee Company, Limited, or any successor trustee under the said mortgages shall execute and deliver to the said corporation proper releases and discharges of the lands and premises described in said mortgages freed and discharged of and from the Discharge of mortgage on power plant

lien, charge, mortgage and security of said mortgages, and the said corporation shall remain liable for the payment of all fees and expenses properly chargeable or incurred by the trustee up to the date of the delivery of such releases and discharges;

Application
of fund for
discharge of
debentures.

- (d) The sum accepted in accordance with the provisions of clause *b* of this section shall be deposited in the name of the trustee in any chartered bank in Canada or in the discretion of the trustee any portion thereof may be deposited in the deposit department of the trustee, and such sum, with accruals thereto, shall stand in the place and stead of the mortgaged premises as security for and shall be applied in payment of the principal of and interest on said debentures so outstanding and any balance thereof after payment of the fees and expenses of the trustee in connection with the administration, management and disbursement of such sum (which fees and expenses shall be taken into consideration in determining the sum which may be accepted as aforesaid), shall be returned to The Keewatin Power Company, Limited, its successors or assigns.

Conveyance
of power
plant.

- (e) Upon payment and satisfaction of the purchase price in the manner provided in the agreement mentioned in subsection 1 of section 2 of this Act and in the manner provided in the agreement mentioned in subsection 2 of said section 2, or either or both of them, the said corporation may convey, transfer and assign to The Keewatin Power Company, Limited, its successors and assigns, free from all liens, charges and encumbrances, and in particular free from the lien and charge of the said mortgages and free from the lien and charge of all other debentures of the said corporation, the power plant and other real and personal property referred to in said agreements;

Application
of insurance
moneys.

- (f) Any and all insurance moneys which may become payable to or may be collected by the Trusts and Guarantee Company, Limited, or any successor trustee as aforesaid under the said mortgages in respect of any loss, damage or destruction of or to the power plant mentioned in said agreements, shall at the request of the said corporation be made available to The Keewatin Power Company, Limited, its successors or assigns, for the purpose of repairing, rebuilding or restoring the said plant, unless the security of the said mortgages shall have become enforceable and the trustee thereunder shall have become bound to enforce the same;

- (g) After the execution and delivery of conveyances, transfers and assignments to The Keewatin Power Company, Limited, in accordance with the provisions of clause *e* of this section, the said company may mortgage and charge the real and personal property therein described and the undertaking carried on in connection therewith to and in favour of the trustee under a certain trust deed dated the 1st day of April, 1925, heretofore made by the said company securing bonds of the said company as additional security for said bonds, and in the event of the security for such bonds becoming enforceable the trustee under said trust deed or any receiver and manager and any purchaser of said power plant or any of them or their respective servants and agents may maintain and operate the said power plant and produce, sell and distribute electrical power or energy therefrom to the same extent as heretofore done by the said company under the agreement mentioned in subsection 1 of section 2 of this Act and may exercise the powers conferred upon the said company and others under the said agreement, so long as such trustee or receiver and manager or purchaser as the case may be, shall substantially comply with the provisions of the said agreement in respect of the supplying of electrical power or energy.

Future mortgage of power plant not to affect agreement with corporation.

4. The Keewatin Power Company, Limited, shall not be bound to see to the application of any moneys paid to and accepted by the trustee in accordance with the provisions of clause *b* of section 3 of this Act.

Power Company not bound in application of fund under Section 3.

5. Nothing contained herein or in the agreements mentioned in section 2 of this Act shall authorize or require the said corporation to convey, transfer or assign the lands and premises therein mentioned free from reservations, limitations, provisos and conditions expressed in the original grant thereof from the Crown or free from any rights, privileges, charges or encumbrances heretofore or hereafter created or given by The Keewatin Power Company, Limited, or its successors or assigns.

Saving clause as to existing rights on conveyance of power plant.

6. The Ontario Municipal Board shall have and may exercise the powers necessary for the determination of any matter which under the provisions of the agreement mentioned in subsection 2 of section 2 hereof may be determined by it, and its determination of any such matter shall be final.

Jurisdiction of Municipal Board

7. This Act shall come into force on the day upon which it receives the Royal Assent.

Commencement of Act

BILL

An Act respecting the Town of Kenora and
The Keewatin Power Company Limited.

1st Reading

March 14th, 1933

2nd Reading

March 24th, 1933

3rd Reading

March 29th, 1933

MR. HUTCHINSON
